



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

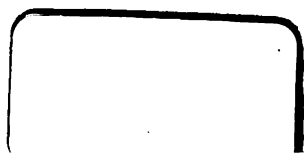
Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>



11

11

11

11



RECORDS
OF THE
COURT OF ASSISTANTS
OF THE
COLONY
OF THE
MASSACHUSETTS BAY
(Colony.) Court of assistants
1630-1692

PRINTED UNDER THE SUPERVISION OF

JOHN NOBLE

CLERK OF THE SUPREME JUDICIAL COURT

VOL. I.

STANFORD LIBRARY

BOSTON

PUBLISHED BY THE COUNTY OF SUFFOLK

1901

299692

YNA381.1 0907M12

Lockwell and Churchill Press
BOSTON

PREFACE.

UNDER the orders of the Board of Aldermen of the City of Boston, acting as County Commissioners of the County of Suffolk, passed 22d December, 1890, and 8th June, 1896, and approved by the Mayor, the Clerk of the Supreme Judicial Court was authorized to prepare, publish, and distribute all the Records of Courts held by the Governor and Assistants for the Colony of the Massachusetts Bay from 1630 to 1692, and known as the Records of the Court of Assistants. In accordance therewith this volume is now issued, covering the period from 1673 to 1692.

Although chronologically the record of the last twenty years of the Court of Assistants, it has been entitled Volume I., inasmuch as the original manuscript book from which it is printed is the only complete volume of its records now extant, and all that has preserved the specific form of an original record of the Court; while the remainder of its records, so far as they have been recovered or reproduced and are to be printed hereafter, is made up of various material drawn from various sources.

This single, original volume of records is now in the office of the Clerk of the Supreme Judicial Court. It is bound in vellum and is in a state of almost perfect preservation, although somewhat worn and battered by the use of more than two hundred years. The greater part of it is in the handwriting of Edward Rawson, whose peculiar chirography and methods have required especial care in the work of transcribing. It

gives a complete record of the Court from 3d March, 1673, to 22d April, 1686, and from 24th December, 1689, till the early part of the year 1692. It is designated by an original entry on the parchment cover as the *Secconde Booke of Reccords Begunne the 3d of March 1673.*

The earlier original records of the Court, except as hereinafter stated, are lost. The existence of a first book of records at different times in the seventeenth century is proved by copies found upon file made before 1673 and certified by Edward Rawson, Secretary, as taken "out of the Courts book of records," and is also further shown by the title entered upon the parchment cover of the volume just described. When or how the book disappeared is unknown, but it has been missing from a time beyond living memory, and even tradition has lost sight of it. All search for any trace of it has thus far been fruitless.

The volume now issued has been printed with as exact an adherence to the original as possible, and is a reproduction of it in every particular, so far as the difference between print and manuscript will allow. In its preparation, I have been favored with the assistance of William P. Upham, Esquire, which in every stage of the work has been invaluable, and to whose patience, accuracy, research, and knowledge the fullest acknowledgment is due.

Excepting the inter-charter period, there have been but three Courts established for the trial of causes, which have had supreme jurisdiction in judicial matters, during the whole period covered by the history of the Colony of the Massachusetts Bay, by that of the Province, and by that of the Commonwealth of Massachusetts, — namely, the Court of Assistants, under the Charter of the Governor and Company of the Massachusetts Bay in New England, granted in 1629; the Superior Court of

Judicature, under the Province Charter of 1692 ; and the Supreme Judicial Court, since the adoption of the Constitution in 1780.

During the early years of the Colony of the Massachusetts Bay, the powers and duties of the Governor and the Assistants sitting as a Court of Assistants for the trial of causes, civil and criminal, were not distinguished from the powers and duties of the same magistrates acting in the executive and legislative capacities under the Charter. From 1629 to 1641 their proceedings as Magistrates acting as a Court are entered in the same book, intermixed with the records of the General Court, — the whole forming the first volume of the Massachusetts Records, now in the State Archives.

The Court, as such, was as old as the Colony itself. The first record, which is headed with the formal title, "At a Court of Assistants," is that of the 18th of May, 1629. Its records, beginning on this side of the water with its first sitting, 23 August, 1630, and from that time on for some years, show the exercise by it of all the functions of government, — executive, legislative, and judicial.

The first record of the General Court appears under the date of 19 October, 1630, and thereafter, down to May, 1634, it met only four times, while more than thirty Courts of Assistants appear to have been held, their records occupying six-sevenths of the original pages of the record. The powers and functions of the Court sitting as a judicial tribunal appear to a certain extent in the records, — in such, at least, as have been preserved. They are also indicated by the laws relating to the inferior Courts ; the act of March, 1635–6, providing for these inferior Courts in the four counties to be "kept eby quarter" to "trie all civill causes, whereof the debt or damage shall not excede X^l, & all Criminal Causes not concerning life, member, or banishm^t,"

with a right of "appeale to the nexte greate Quarter Court;" that of September, 1639, establishing "Speciall Courts" to be held quarterly by "such of the Magistrats as shall reside in or near to Boston, or any 5, 4, or 3, of them, the Governo^r or Deputie to bee one," with substantially the powers of the County Courts; and by other acts establishing the Strangers' Court and other small Courts. Such Courts, though the Magistrates sat in them, were wholly distinct from the regular Courts of Assistants.

All Acts referring to the Court of Assistants merely recognize its existence and jurisdiction, and fix its terms of sitting: that of March, 1635-6, provides that "There shalbe foure greate Quarter Courts kept yearely att Boston, by the Gov^r, & the rest of the Magistrates," fixing its terms; and that of October, 1649, reduces this number from four to two.

In the Laws of 1660 and those of 1672, the Chapter on Courts prescribes the terms of sitting, and states the powers of the Court of Assistants as follows: —

For the better administration of justice, & easing of the country of unnecessary charges and travaile, — It is Ordered by this Court and the Authority thereof, that there be two Courts of Assistants yearely kept at Boston by the Governour, Deputie Governour, and the rest of the Magistrates, on the first Tuesday of the first month, and on the first Tuesday of the seventh month, to heare and determine all and onely actions of appeale from inferiour Courts; all Causes of Divorce, all Capital and Criminal causes, extending to life, member or banishment. And that justice be not deferred, nor the Country needlessly charged, It shall be lawful for the Governour, or in his absence the Deputie Governour, (as they shall judge necessary), to call a Court of Assistants for the tryal of any Malefactour in Capital Causes.

This jurisdiction, thus recognized, appears to have existed in fact, uninterruptedly, from the beginning of the Colony.

The separation of the functions, — executive, legislative, and judicial, which resulted in the Court of Assistants becoming a purely judicial body, took place gradually.

The legislative function seems to have been surrendered by agreement amongst the Magistrates and Freemen at the General Court in May, 1634; while the executive function continued to be exercised by it occasionally for some years. It was not till 1650 that the Magistrates, sitting as a Council, had a separate record.

In its modes of procedure, the Court seems to have been governed by the general principles of the Common Law which the Colonists had brought with them from England; by the habits of legal practice which they had acquired as Englishmen, — some of them by special training; by the limitation in the Charter that no laws should be made repugnant to the laws of England, — as they construed that limitation; and by the guide of those only other sources of law which they recognized, — the Mosaic Code as interpreted by themselves, and the enactments of the General Court from time to time, with the advice, sometimes, of the Elders of the Churches.

From time to time, as it appears by the Colonial records, committees were appointed to make a draught of laws: 6 May, 1635, "of such Lawes as they shall judge needefull for the well ordering of this plantaçon;" 25 May, 1636, "of lawes agreeable to the word of God, w^{ch} may be the Fundamentalls of this Comonwealth;" while "in the meane tyme the Magistrates and their associates shall pcede in the Courts to heare & determine all causes according to the lawes nowe established, & where there is noe lawe, then as neere the lawe of God as they can;" — and so on at different times thereafter. Meantime the Magistrates seemed inclined to let laws "arise *pro re nata* upon occa-

sions," and thus be founded more upon accepted customs and practice than upon special enactments. In this connection the following extract from Winthrop's History of New England, (November, 1639), throws light upon the policy pursued by the founders of Massachusetts, and perhaps explains why no formal establishment of, and commission to, the Courts of Assistants was ever made : —

" The people had long desired a body of laws, and thought their condition very unsafe, while so much power rested in the discretion of magistrates. Divers attempts had been made at former courts, and the matter referred to some of the magistrates and some of the elders ; but still it came to no effect ; for, being committed to the care of many, whatsoever was done by some, was still disliked or neglected by others. At last it was referred to Mr. Cotton and Mr. Nathaniel Warde, etc., and each of them framed a model, which was presented to this general court, and by them committed to the governor and deputy and some others to consider of, and so prepare it for the court in the 3d month next. Two great reasons there were, which caused most of the magistrates and some of the elders not to be very forward in this matter. One was, want of sufficient experience of the nature and disposition of the people, considered with the condition of the country and other circumstances, which made them conceive that such laws would be fittest for us which should arise *pro re nata* upon occasions, etc., and so the laws of England and other states grew, and therefore the fundamental laws of England are called customs, *consuetudines*.

" 2. For that it would professedly transgress the limits of our charter, which provide we shall make no laws repugnant to the laws of England, and that we were assured we must do. But to raise up laws by practice and custom had been no transgression ; as in our church discipline, and in matters of marriage, to make a law that marriages should not be solemnized by ministers, is repugnant to the laws of England ; but to bring it to a custom by practice for the magistrates to perform it, is no law made repugnant, etc. At length (to satisfy the people) it proceeded, and the two models were digested with divers alterations and additions, and abbreviated and sent to every town, to be considered of first by the magistrates and elders, and then to be published by the constables to all the people, that if any man should

think fit, that anything therein ought to be altered, he might acquaint some of the deputies therewith against the next court." (i.322.)

In further illustration of this subject I quote from a letter of William Pynchon to John Winthrop, some years later. This alludes also to the dealings of the Courts with private rights and controversies. In such matters the Court of Assistants would have had original jurisdiction in certain cases, and in others appellate jurisdiction.

"Springfeild this 9 of the 1 m. 1646.

"But how soeuer, their endeouers cannot but haue an ill construction; yet I thinke the Courte both of magistrates & deputies, should not turne of[f] all the particulars wherein they desyre a reformation, without making a right vse of so much of their position as doth iustly cale for reformation: for as we had the happinesse to be bredd & borne vnder such lawes for ciuill gouernment as I conceiue no nation hath better, so it should be our care, in thankefulnesse both to God & that state, to preserue & adhere to what euer lawes or customes they haue, except those that be contrary to God, & therein we must obey God & not man, & yet we haue liberty from the pattent to make what soeuer by lawes may tend to the good of this place: & I cannot but apprehend that your spirit lies this way, for I remember at oure first comminge, as soone as euer the people were diuided into seuerall plantations, you did presently nominate a conestable for each plantation, as the most common officers of the king's peace, & gaue them their oath in true substance as the conestables take it in England: likewise all controuersies about meum & tuum were tryed by juries, after the manner of England, & after a while grand juries were appointed, for further inquiry into such matter as might tend to the king's peace; & still thes courses, I thinke, are contin[ue], & thes courses are the best courses that this Commonwealth can take, if they ha[ue] free liberty to alter: as Fortescue in commendation of the lawes of England [to] my satisfaction doth shew. He giues good reasons for the necessary vse of juries for all tryalls, shewing that it is consonant to the word of God, & prefers it far aboue the course of justice in France, which is also of high respect." (4 Massachusetts Historical Collections, vi., 381.)

Codifications of the laws appear in the Body of Liberties in 1641, and in the Colonial Laws of 1660 and 1672. There was also a code of laws established in 1649, but no copy thereof is known to be in existence.

At the time when this volume begins (1673) the Court had become a purely judicial body, the Court of highest original jurisdiction in causes civil and criminal, and with a wide appellate jurisdiction,—a tribunal invested with all the attributes of a Court, equipped with all the necessary legal machinery for the due administration and execution of its powers and duties, and as such following established and recognized modes of practice and procedure. Its Bench was the Magistrates, a body characterized not so much by profound legal learning or judicial distinction, as by plain sense, a rugged idea of justice, integrity, and a standing derived from eminent public service in various capacities.

Volume I. of the Records of the Court of Assistants, now published, covers, as already stated, the period from 1673 to 1692.

Volume II., now in preparation, and to be issued as soon as possible, will contain, in three Parts, a restoration of such portions of the earlier records of the Court as can be recovered.

Part I. will contain those portions of the first volume of the Records of Massachusetts in the State Archives which relate specially to the jurisdiction and proceedings of the Court of Assistants. This matter has already been included in Volume I. of the Records of the Governor and Company of the Massachusetts Bay in New England, 1628–1641, edited by Dr. Nathaniel B. Shurtleff. In the forthcoming volume the text will follow

the originals in the State Archives with strict adherence in every point, and be an exact reproduction in print.

Part II. will comprise a copy of a portion of the records of the Court of Assistants, extending from 28th October, 1641, to the 5th March, 1643—4, recently discovered in the Barlow Manuscript copy, or duplicate, of the records of the Colony of the Massachusetts Bay, which was bought for the Boston Public Library in 1890, and published in that year, by order of the City Council of Boston, by William H. Whitmore, Record Commissioner, in his Bibliographical Sketch of the Laws of the Massachusetts Colony. In printing these records there will be the same exact adherence to the original manuscript and the same strict conformity with it as in Part I.

These earlier records are not, however, as has been often assumed, the complete record of the doings of the Court, as such, during those periods. With scarcely an exception, such records as have thus come down to us in consecutive order contain only criminal matters or matters of public concern; there is no reference to any dealing by the Court with civil matters, like suits between individuals or questions of property, where the Court had, and often exercised, unquestioned jurisdiction. It is clear, that at the outset no record whatever of such last-mentioned proceedings was kept. Carrying out a suggestion of Lechford, made in 1639, the General Court, at its session in September of that year, enacted:—

“Whereas many iudgments have bene given in o^r Courts, whereof no records are kept of the evidence & reasons whereupon the verdict & iudgment did passe, the records whereof being duely entered & kept would bee of good vse for president to posterity, & a releife to such as shall have just cause to have their causes reheard & reveiwed, it is therefore by this Court ordered & decreed that henceforward every iudgment, wth all the evidence,

bee recorded in a booke, to bee kept to posterity." (Massachusetts Colony Records, i.275.)

At the same time, provision was made for a record of probate proceedings and of births, marriages, and deaths. That such a book of records was in existence in 1643, and at times thereafter, is evident from certified copies in the Early Court Files.

A considerable collection of material showing the exercise of this civil jurisdiction during these periods, and making a more or less complete record of what was done, has been gathered, and will be presented in the next volume, to which further consideration of the matter is deferred.

In Part III., it will be attempted, so far as accessible material allows, to fill the gap between 1643 and 1673, a period of thirty years during which no continuous or consecutive record is to be found, and to reproduce the doings of the Court, so far as may be possible, by a careful and thorough investigation which has been made in every quarter where anything bearing upon the matter was likely to be found. It is designed to give all copies of its records during this period between 1643 and 1673, which could be found either in the Suffolk Court Files, where many have been preserved, in the State Archives, among the files of courts in any of the other older counties of the Commonwealth, or in any record office within or without the Commonwealth, or that could be obtained from contemporaneous history, or any other authoritative source, — all to be brought together and arranged chronologically.

If the execution of this plan shall be successfully carried out, it is hoped that a very considerable accumulation of matter for the study of the origin, development, and methods of procedure of this Colonial Court of ultimate resort and supreme jurisdic-

tion, — the predecessor of the Superior Court of Judicature and of the Supreme Judicial Court — will be presented in one view and form which may be of value in its relation to the history of the Commonwealth and to the history of its jurisprudence.

JOHN NOBLE.

SUPREME JUDICIAL COURT,
OFFICE OF THE CLERK,
BOSTON, 1 July, 1901.

•

•

•

•

•

•

•

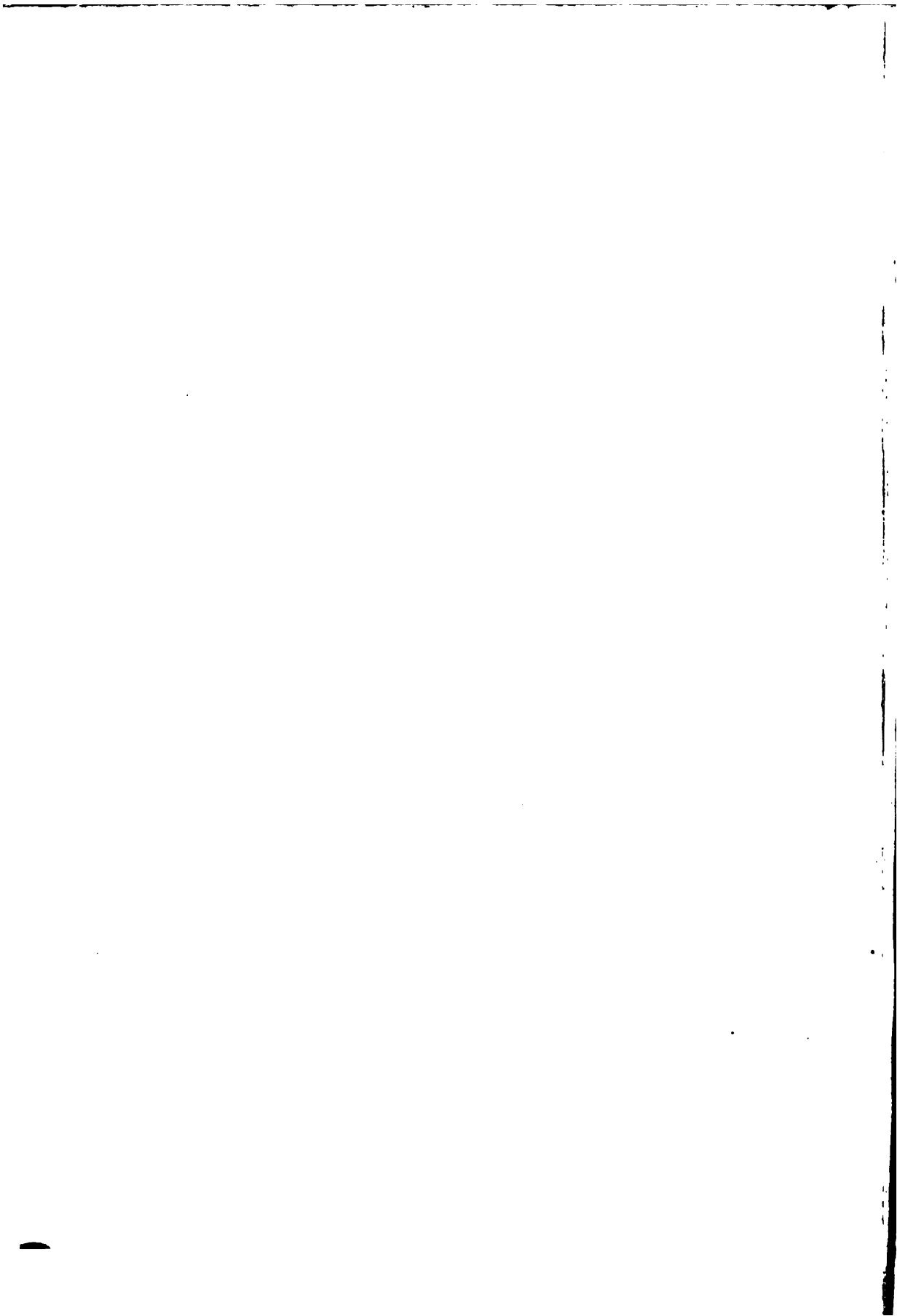
•

•

COURT OF ASSISTANTS.

RECORD 1673-1692.

**FROM THE ORIGINAL BOOK OF RECORDS IN THE
CLERK'S OFFICE OF THE SUPREME
JUDICIAL COURT.**



EXPLANATION OF MARKS AND CHARACTERS.

MARKS.

A mark over a letter indicates an omission of one or more letters.

A caret ^ indicates one or more words omitted in the original.

Brackets [] indicate words or letters in the original which are illegible or doubtful or apparently erroneous.

Parallels || || enclose words interlined in the original.

CHARACTERS.

ff signifies ff or F.

n " ner, nor, or no.

p " par or per.

q " por or pro.

p " Per.

w " ver.

e " &c. (etc.)

1673
The Court of Admiralty held at Boston in New England the 3^d of March 1673

John Somers plaintiff ag^t John Heyman & the rest of the jury ag^t him defendant
in an action of Appraisal from the verdict of the jury in Sep^r last on Appeal -
That the jury verdict the Attachment of the said of Appraisal & verdict of the jury
It was read up & said Heyman & the jury ag^t him & the jury committed to the jury
The defendant ag^t the verdict of the Court the jury brought in the
that they found a special verdict & if the law worth impound a jury
that men to give damage according to what they judge & legally might
stayed by the party complaining then we find for the defendant but
the law doth not allow the jury that power or liberty upon we find
the new plaintiff & so. This on a 15th declared on per tale off which
the defendant costs of Court & it should be so being the expenses
respond
services of
and that
Cap^t John
Comm^{rs}
Hugh Dm
Alb^{rt} Pe
Robt Wall
W^m Daw
Gerr^m Co

Barth plaintiff ag^t Joseph Barth defendant in an action of
the from the judgment of the County Court at Cambridge in October last
in which his bond to be forfeited & so

Barth plaintiff ag^t Joseph Barth defendant in an action of Appraisal
the judgment of the County Court at Cambridge in October last
Barth plaintiff ag^t Joseph Barth defendant in an action of Appraisal
the judgment of the County Court at Cambridge in October last & relating
to the judgment of the County Court at Cambridge in October last
The Court at the said time

Clerk plaintiff at Joseph Bartlett defendant in an action of Appeal
 the Judgment of the County Court in Cambridge in October 1838
 was set aside by Attachment Court Judgment began of Appeal & set aside
 evidence of the case products being sold & heads of the 4 aches.
 Plaintiff Defendant agreed & confessed in open Court on 27th of Dec.
 in regard of the whole case that the defendant had stayed at the
 Court of Attachment in September should now be heard & set aside so
 as damages should be and so the defendant was committed to gaol
 for want of surety & they for the plaintiff on the
 in regard of the case & confirmation of the former judgment & costs of
 now found for the defendant & right of surety. Dec. 15th 1838.

main in the plaintiff at the judgment or sentence of the County Court
 in Cambridge last in regard to Henry Stetson Complaint - Dec.
 the Court's sentence Complaint & costs of Appeal were set aside & the
 evidence of the case products was set aside with a view to the County
 Court & the County Court were set aside & the County Court
 County Court judgment & costs of County Court. Dec. 20th 1838.

Plaintiff at Henry Stetson defendant in an action of Appeal from the
 County Court in Cambridge in regard to the action of Henry Stetson in
 the County Court of Appeal & evidence in regard to the County Court
 County Court judgment & costs of County Court. Dec. 20th 1838.

COURT OF ASSISTANTS
[S]ECCOND BOOKE OF RECCO[RDS]

BEGUNNE THE 3^D OF MARCH, 1673.

[The title given above is written on the parchment cover. The first six leaves of the book are blank.]

[1]

1673:

Att a Court of Assistants held at Boston in New England the 3^d of march 1673

John Bonner plaintiffe ag^t John Heyman & the rest of the Jury wth him deffend^{ts} in an action of Appeale from the virdict of the Jury in Septembe^r last on Attajnt —

Affter the Jury^s virdict the Attachm^t Reasons of Appeale & evidences in that case was Read wth y^e sajd Heyman & y^e Jury^s wth him Ans^r Comitted to this Jury and are on file wth the reccords of this Court the Jury brought in their virdict they found a speciall virdict i e If the Law doeth Impower a Jury of twelve men to give damage according to what they Judge Rationally might be susteyned by the party Complayning then wee finde for the deffendants: but if the Lawe doth not allow the Jury that power or libe^{ty} then wee finde for the now plaintiffe. — The magis^{ts} declared on pervsall of y^e virdict ff^r the deffendants. Costs of Courts five pounds three shilling^s & sixpence. —

John Clarke plantiffe against Joseph Bartlet deffendant in an action of Appeale from the Judg-

present *

Jn^s Leueret [Esq^r]
Sam. Symonds Esq^r
Simon Bradstreet
Daniel Gookin
Daniel Dennison
Richard Russell
Thomas Danforth
W^m Hawthorne
Edward Tyng
W^m Staughton
Thomas Clarke

persons returned
[for] service of the
Gr[]
and that were
swor[n]

Capt Jn^s Allen
Edmund Jackson [S]
Hugh Drury
Abel Porter
Rob^t Walker
W^m Dawes
Griffin Crafts
Robert Williams
Henry Bright
Joseph Taintor
Randall Nicholls
Richard Withington
James Mynott
Jonas Clarke
Thomas ff^rox
— — — —

* The edge of the first leaf is much worn.

ment of the County Court at Cambridge in octobe^r last declaring his bond to be forfeited =

John Clarke plaintiff ag^t Joseph Bartlet deffendant in an action of Appeale from the Judgment of the County Court in Cambridge in octobe^r last: c^r =

Hugh Clarke plaintiff ag^t Joseph Bartlet deffendant in an action of Appeale from the Judgment of the County Court in Cambridge in octobe^r last declaring his bond to be forfeited c^r 1673:

Hugh Clarke plaintiff ag^t Joseph Bartlet deffendant in an action of Appeale from the Judgment of the County Court in Cambridge in octobe^r last [as] above The Attachments Courts Judgments Reasons of Appeale & Ans^r wth the evidences in the Case^r produced being read & heard in these 4 actions both plaintiffs & deffendant Agred & Consented in open Court one wth another that the merrit of the whole Case that should haue binn heard & trjed at the last Court of Assistants in Septembe^r should now be heard & as it fell so the Costs & Damages should be and so the Case was Comitted to the Jury who brought in their virdict they found for the plaintiff^s on the whole merrit of the Case reuersion of the forme^r Judgment & Costs of Courts five pounds fowerteen shillings & eight pence = = 1st Jur. =

Benjamin Gibbs plaintiffe ag^t the Judgment or sentence of the County Court in Boston in January last in refferenc to Henry Ashtons Complaint = After the Courts Sentence Complaint & reasons of Appeale were read Comitted to the Jury wth the evidences in y^e Case produced wch are on file wth the Reccords of this Court the Jury brought in their virdict they found the Confirmation of the forme^r County Courts Judgment & Costs of Courts — 2^d Jur.

Benjamin Gibbs plaintiff ag^t Henry Ashton deffend^t in an action of Appeale from the Judgment of the last County Court in Boston as to the action of Revejw: After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth y^e Rec-cords of this Court the Jury brought in their virdict

persons return^d to
s[erve on] ye Jury
for y^e trjall of []
of Attaint & sworne
Mr W^m Manning
John ffreake
John Heyward
Edward Shippen
Bartholmew Chelv.
[ers]
Robert Seavor
Samuel Gary
J^m Whitney Se[n]
Richard Loudon
Peter Tufts
Joseph Homes
Tim^o: Foster
Tho Langhor[ne]

had therefore means on the case. Opponent the entry of a writ of Habeas Corpus
of Appellate, evidence therein produced declared they found
motion of the former judgment five pounds money being
and that he stand committed to Cambridge prison. & the
be per formed & New 18th.

Joseph Rock, administrator to the estate of late John
his wife plaintiff against Thomas Clark defendant in an action of
from the judgment of the said County Court in Boston relating to
ing to give possession. After the attachment lastly judgment
of Appellate evidence in case produced were read from the
jury may on file by the verdict of this Court in favor
of law also belonging to the Court and determining the question
the defendant loss of County: this was the thing which was

Then Tens to em. in an action of Appellate from the judgment of
Court in Boston relating to the said Clark refused to pay the
Court. This action being called out and as the judge of the
the defendant loss of County the Court the thing which was
Thomas Patton Attorney for Plaintiff and for Defendant
of Appellate from the judgment of the said County Court in Boston

Attachment lastly judgment of Appellate of
the Court was read committed to the prison & was
the Court the thing which was the thing which was

they found for the plaintiffe ffower pounds [&] Costs Daniel Tur[ell]
 [] eight shillings & fower Richard Sharpe
 pence. []

[2]

1673

[George Woo]d-ward
 [Daniel Da]nison
 [Jacob He]wens
 [Thomas] Pearse
 [Hump]hry Warren
 — — —
 [] Returned to
 serve [on the] Jury
 for tr[ia]ls [Appeales
 of] life limbe e^r
 [& a wor]ne were =
 [John] Woodmansey
 [Dani]el Turell
 [Rich]ard Sharpe
 []ge May
 [Samuel] Gary
 [George] Mayo
 [Gregor]y Cooke
 [George] Wood-ward
 [Daniel] Danison
 [Jacob] Hewens
 [Th]omas Pearse
 [John] Watson
 — — —
 [Pers]ons Returned
 to serve [on the] 2^d
 Jury for tr[ia]ls
 [] Appeales for
 life limbe e^r
 [&] sworne were
 [John] Winsley
 [John] Heyward
 [Edw]ard Shippen
 [Ba]rtholmew Chei-
 vers
 [Robe]rt Seavor
 [Jo]hn Whitney
 Sen^r
 [Robert] Harrington
 [Ric]h. Loudon
 [Peter] Tuffis
 [Jos]eph Homes
 [Tim:] Foster
 [Tho.] Langborne

John Bonner plaintiffe ag^t Henry Ashton deffend-
 ant in an action of Appeale from the Judgment of the
 County Court last in Boston — After the Attachment
 Courts Judgment Reasons of Appeale and evidences
 in the case produced were read Comitted to the Jury
 & are remayning on file wth the Records of this Court
 the Jury brought in their virdict they found for
 the deffendant Confirmation of the forme^r Judgment
 & Costs of Courts: seventeen shillings & sixe pence
 | besids y^e 12^s [] in all 29.6^d | = 1st Jur.

Joseph Lowle plaintiffe ag^t Thomas Skinner de-
 fendant in an action of Appeale from the Judgment or
 Sentenc of the County Court last in Boston — After
 the Attachment Courts Judgment reasons of Appeale
 & evidences in the Case produced were read Comitted
 to the Jury and are on file wth the Reccords of this
 Court the Jury brought in their virdict they found for
 the deffend^t Confirmation of the forme^r Judgment &
 Costs of Courts = 1st Jur.

Benanuel Bowe's plantiff on Appeale from the
 Judgment or sentence of the County Court held at charls
 Towne in december last the Accon was Called the
 plantiff Referred himself to the Bench. Afte[r] the
 magists had therefore heard the Case & pervsed
 the Courts Sentence Reasons of Appeale & evidences
 therein produced declared they found Confirmation
 of the former Judgment five pounds mony & costs of
 Courts and that he stands Comitted to Cambridge
 prison till the sentence be performed = 1st Jury

exec. Iss^d out 12 Sep:
 1674
 [Rock]e ag^t Clarke

Joseph Rocke administrator to the estate of y^e
 late John Coggan & [Mar]tha his wife plantiff ag^t
 Thomas Clarke deffendant in an action of Appeale

from the Judgment of the last County Court in Boston relating to his denying to give possession *or* — After the Attachment Courts Judgment Reasons of Appeale & evidences in *y*^o Case produced were read Comitted to the Jury & Remayne on file wth the Reccords of this Court it being a point of law & so belonging to the Bench to determine the magists declared for the deffendant Costs of Courts: thirteen shillings & sixe pence

Idem *Idem* *Idem*: in an action of Appeale from the Judgment of the last County Court in Boston relating to the sajd Clarks refusall to pay Rent according to his Couenant this accon being Called *or* and as the other The magists declared for the deffendant Costs of Courts thirteen shillings & sixe pence —

Thomas Pattyn Attorney to Jn^o Pattyn plaintiff ag^t Jn^o Winsley defendt in an action of Appeale from the Judgment of the last County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & othe^r evidences in the case produced were read comitted to the Jury & remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts twenty [shillings] pence —

[3]

1673.

Thomas Pattyn Attorney to John Pattyn plaintiff ag^t Giles Dyer Deffend^t in an Accon of Appeale from the Judgment of the last County Court in Boston After the Attachment Courts Judgment reasons of Appeale & evidences in the case produced were read Comitted to the Jury & remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the Deffendant confirmation of the forme^r Judgment & Costs of Courts fifty one shillings & sixpence — 1st Jur.

Anthony Cheeckly Attorney to Theode^r Atkinson seⁿ in behalf of his Daughter Abigaile Atkinson plaintiff against John willjams deffend^t in an action of Appeale from the Judgment of the last County Court in Boston after the Attachment Courts Judgment reasons of Appeale & evidences in the case presented were Read Comitted to the Jury & remajne on file wth the

Reccords of this Court the Jury brought in their virdict they found a speciall virdict i e That In Case this deed of Gift from Theode^r Atkinson seⁿ to his children be authentick & good in law: then wee finde for the plantiffe that he haue the houses & lands sued for but if not Authentick e^r then wee finde for y^e deffendant Costs of Courts. The magistrates finde for y^e deffendant costs of Courts thirty fve shillings = 2^d Jur

Joseph Ludden & James stuart plantiffs on Appeale from the Judgment or sentence of the last County Court in Boston relating to the thirty pounds the Jury found against them for An W^ms & Robert Pigget e^r After the Attachm^t Courts Judgment or sentenc wth y^e Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are on file wth y^e Reccords of this Court the Jury brought in their virdict they found for the plantiff^r reuersion of the former Judgment = 1st Jur.

Ludden & Stuart
appeal] from sen-
tenc of y^e Cou[Cou]

Joseph Dudson Richard wharton & John ffaire-weather plantiffe against W^m Darvall defendant in an action of Appeale from the Judgmen^t of the last County Court in Boston = the action was Called the plantiffs made default by their non Appearance when Called the Case was nonsuited =

Dudson e^r ag^t Dar-
vall

Richard Thayer plantiff ag^t Roger Rose deffendant in an action of Appeale from the Judgment of the County Court in Boston in octobe^r last = After the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury and remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the Deffendant Costs of Courts thirty fowe^r shillings = 2^d Jur.

Thayer ag^t Rose

Georg Martyn & susannah his wife plantiff ag^t Nathaniel Winsly & mary his wife defend^u in an action of Appeale from the Judgment of the last County Court at Hampton this Accon was called y^e deffend^t objecting y^e plantiff had no^t signed the Reasons of Appeale yet the Deffendant yeilded on the plantiff^r promise to pay the deffend^t costs of this Court to this day & so Hampton Costs weh was donn & so the Case proceeded after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Reccords of

Martyn ag^t winsly

this Court The Jury brought in their virdict they found for the plaintiff there being no legall prooffe of Richard North' will that the estate the sajd North left be left to the disposall of the County Court there in Norfolk as the law provides & Costs of Courts five pounds one shilling & six pence

[4]

1673

Majo^r Robt Pike plantiffe against Edward Goue deffendant in an action of Appeale from the Judgment of the County Court at Hampton — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the ~~deffendant Confirmation~~ plantiffe Reuersion of the former Judgment & one shilling damage & Costs of Courts sixe pounds seven shillings — 1st Jur * —

miles Ag^t Heyden

Experience miles plantiff ag^t Ebenezar Heyden deffendant in an action of appeale from the Judgment of the Comissione's Court in Boston in december last — After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are remayning on file the Jury brought in their verdict they found for the deffendant confirmation of the forme' Judgment & Costs of Courts — twenty three shillings & sixe pence

2^d Jur.Winsly Ag^t Martyn

Nathaniel Winsly plantiffe ag^t George Martyn deffendt in an accon of Appeale from the Judgment of the last County Court at Hampton After the Attachm^t Courts Judgment reasons of appeale & evidences in the case produced were read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plantiffe reuersion of the former Judgment & Costs of Courts — three pounds [fower] & 2d

2^d Jury

Henry Roby & Nathaniel Boulter plantiffe ag^t Robert Evins deffend^t in an accon of Appeale from the Judgment of the County Court at Hampton After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are

Roby & Boulter
ag^t Evins

* Probably an error for "2^d Jur."

remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgment & Costs of Courts

2^d Jur =

Henry Roby & Jn^o stanion plaintiff ag^t Edward Colcord deffend^t in an action of Appeale from the Judgment of the County Court at Hampton — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plantiffe^r Reuersion of the former Judgment & Costs of Courts fower pounds ten ^s & ten pene

Roby & Stanion
ag^t Boulter*
1st Jury

Edw. Colcord
pretending all y^e
Copies were not
sent ad he could
say nothing =

Jn^o Teudo^r Assignee of Joseph Dell Assigne of Jn^o Smith plaintiff ag^t W^m Aglin deffend^t in an action of Appeale from the Judgment of the Comissione's Court in Boston in January last After y^e Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for y^e defend^t Confirmation of the former Judgment & Costs of Courts = fowrteen shillings

Tudor ag^t Aglin
1st Jur =

John Ryde^r plantiffe ag^t John Sharp deffendant in an action of Appeale from the Judgment of the County Court in Boston January last After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for y^e plantiff reuersion of the forme^r Judgment & Costs of Courts

Ryder ag^t Sharpe
2^d Jur =

[5]

1673.

John Samborne & Edward Colcord Attorney* for & on behalfe of the Toune of Hampton plaintiffs ag^t [Daniel] Tilton deffendant in an action of Appeale from the Judgment of the County Court at Hampton — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict

Samborn & Colcord
Ag^t Tylton.
2^d Jur. =

* Error of the Secretary for "Colcord."

they found for the plaintiffe reuersion of the former Judgment || forty shillings damage || & Costs of Courts foure || (4) || pounds 4^s 6^d.

Goue ag^t ffouler

2^d Jur.

Edward Goue plaintiffe as Assignee to phillip Greely ag^t Samuel ffouler deffendant in an Action of Appeale from the Judgment of the County Court at Hampton — After the Attachment Courts Judgment reasons of Appeale & euidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts = fuetty fiae shillings & six pene

Peck ag^t Lanton

2^d Jur.

Thomas Pecke plaintiff ag^t Henry Lanton deffend^t in an action of Appeale from the Judgment of the County Court in octobe^r last in Boston — After the Attachment Courts Judgm^t Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury & remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Costs of Courts =

Godfry ag^t Clark

2^d Jur

John Godfrey plaintiff ag^t Edward Clarke marshall Gen^d Deputy deffendt in an action of Appeale from the Judgment of the County Court at Ipswich. After the Attachment Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Costs of Courts = three pounds seuen shillings & 4^d =

Collecot ag^t Pinchon

2^d Jur

Richard Collecot plaintiffe ag^t Jn^o Pinchon Jun^d Assignee of John Pinchon Sen^r Esq^r deffend^t in an action of Appeale from the Judgment of y^e last County Court in Boston — After y^e Attachm^t Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to y^e Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for y^e deffendant Confirmation of y^e forme^r Judgment & Costs of Courts =

Knight ag^t Bratie

Richard Knight shopkeep^r plan^t ag^t Tho Bratie Attorney to Jn^o Cutt of Portsmouth defend^t in an action of Appeale from the Judgm^t of the last County Court in Boston

After the Attachment Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the defend^t Confirmation of the former Judgment & Costs of Courts — three pounds sixteen shillings —

[6]

1673

John Kejne plaintiff ag^t Nathaniel Piper defend- Keyne ag^t Piper
ant in an action of Appeale from the Judgment of 1st Jur
the County Court at Ipswich — After the Attachment Courts Judg-
ment Reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury and are on file wth the Reccords of this Court the
Jury brought in their virdict they found for the plaintiff the abate-
ment of fuety shillings of the forme^r Judgment & the Costs of this
Court — wch in all came to five pounds one shillings * & six pence to be
deducted out of y^e form^e Judgment & costs wch was eleven pounds nine
shillings —

Joseph Smith plaintiff on Appeale from the Smith^s Judgm^t
Judgment of the County Court at Boston — After the reQuest
Courts Judgment Reasons of Appeale and evidences 1st Jur=
in the Case produced were read Comitted to the Jury and are on file
the Jury brought in their virdict they found for the Appellant reuersion
of the forme^r Judgment —

Timothy Batt plantiffe ag^t Joseph Seuerans Batt ag^t Seuerans
deffendant in an action of Appeal from the Judgment 1st Jur
of the County Court at Hampton After the Attach- execution Issued out
ment Courts Judgment Reasons of Appeale and 5 Dec 74, for 3rd 15^s
evidences in the Case produced were read Comitted to 10 Costs & dd to mr
the Jury and are on file wth the Reccords of this norman y^e was his
Court the Jury brought in their virdict they found for the plaintiff Attorney & came in
reuersion of the forme^r Judgment & Costs of Courts three pounds his name for it =
fueteen shillings & ten pence —

Jonathan Shoare plaintiff ag^t Tmothy Yale deffendant in an action
of Appeale from the Judgment of the County Court in Boston octobe^r
last After the Attachment was Read this Case was dismist on both
partjes Appearing in Court & owning that they were Agreed —

* Error in the record for "shilling."

Ruth Read being Comitted to prison & brought to the barr to
 Answer for that hauing binn aboue fowe^r yeares in
 Ruth Reads sen- England absent from hir husband and bringing wth
 tence. hir a child of About two yeares old Affirming that
 she received it at Brandford in England that Augustin Lyndon who
 chandging his name to John Rogers & hirselve by the name of
 Rebeckah Rogers as she also Affirmed betweene whom seuerall
 letters wickedly (as if man & wife, had passed between them which
 are on file, and that John Rogers told hir the childs name was John
 Rogers, and most Impudently returning to these parts Imposing the
 sajd child on hir husband W^m Read The Court sentenct the sajd Ruth
 Read that named hirselve Rebeckah Rogers if found in
 11 M^{ch} 1673 this Colony two month^r after this date that shee
 stands in the markt place on a stoole for one hower wth a paper on hir
 breast wth y^r Inscription THVS I STAND FOR MY ADVLTEROVS
 AND WHORISH CARRIAGE and that on a lecture day nex^t after
 the lecture and then be seuerely whipt wth thirty stripes —

[7]

1673

Benjamin Goad being found Guilty of Bestiallity by y^r Grand
 Jury — was Brought to the barr and was Indicted by the name of
 Benjami Goad of Roxbury in New England for that he not hauing the
 feare of God before his eyes being instigated by the the Divill did on
 the seventh day of february last past in the Afternoone the sun being
 two howe's high Comitt the vnnatural & horrid act of Beastiallitje on a
 mare in the highway or field Contrary to the peace of ou^r Soueraigne
 Lord the King his Croune & Dignitie the lawes of
 Benja Goads In- God and of this Jurisdiction — to wch Indictment
 dictm^t holding vp his hand at the barr he pleaded not Guilty
 sajd he would be trjed by God & the Countrje making no exception
 ag^t any of the Jury the case proceeded and after the evidences in the
 Case produced ag^t him were read Comitted to the Jury & are on file
 wth the Reccords of this Court the Jury brought in their virdict i e a
 speciall virdict If the prisoners confession ag^t himself vpon his first
 app^hention & examination before his trjall togethe^r wth one euidence
 be sufficient to a legall conviction, then wee find him Guilty according
 to Indictment, othe^rwise no^t legally guilty of the fact but of a most
 horrid attempt of Beastiallity, w^{ch} wee leaue to the
 his Sentenc determination of the Honored Court — The magis^{tr} on
 the p^{er}v^{er}sall of this virdict they declared they found him Capitolly

Guilty The Goũne^r proceeded to sentenc him i e That yo^w shall *
returne from y^e place (y^e barr) to the place from whence yo^w † Came &
from thence to the place of execution & there hang till yow be dead =
And that the mare yow abused before your execution in yo^r sight shall
be knockt on y^e head. =

It was also Ordered that the sajd Prisoner Con- On Courts Adjorn^t
demmed to dye should be executed on the fifth day 13 mth
next Come fortnight being the seccond day of April his execution
next after the lecture & y^t the Secretary Issue out his warrants
seasonably to the marshall Generall to see & order the same as in other
cases wch was donn Accordingly as by y^e m'shalls Return on file =

In the Case of Anna Edmunds Complained on Anna Edmunds
by Samuell Bennet & his wife on suspition of witch- Accus^t discharged =
craft After the Court had heard all the evidences produced against
her the Court declared that they saw no Ground to fix any charge
against her & so dismist hir The Court also Ordered that Samuel
Bennet defray and pay the charges of the wittnesses in y^e case = thirty
shillings & ffes:

In the Case of John & Samuel Bennet bound Ju^s & Sam Bennet
ouer to this Court that the sajd John & Sarah Ben- and c^r =
net & Elljnor squire shall Appeare before this Court to Answer for the
great neglect of Alice wilson & the son of the sajd Alice wch might
occasion their deaths and for burying the child in an obscure and
clandestine manner in the Garden of the sajd Samuel Bennet The
Court hauing considered of the evidences in the case produced Ordered
that the sajd John Bennet & Samuell in behalf of his wife c^r shall
sattisfy & pay the Constables bill of charges by him layd out for
phisick diet c^r on y^e sajd Alice the sume of forty
sixe shillings & six penc & y^e sd W^m Edmonds & Anna Samuel Townsend
Edmonds their wittnesses & charges wch comes to: execution Issued out
for 46: 6: & dd to m^r [s]oyd =
thirty two shillings & ffes of Court =

[8]

1673

In Answer to y^e order of the Generall Court 7 mth 73
october 1673 relating to the Inhabitants of y^e East- p^{re}sent y^e
Governor

* "He should" changed to "yo^w shall."

† "He" changed to "yo^w."

Dep^t Go^d ward Kenebecke *c^r* The Go^dno^r & magis^{ts} present
 m^r Treasurer Ordered That Thomas Humphrys be constable at
 m^r Danforth Kennebeck for this yeare Robert Gamon Constable of
 m^r Tyng Capenawagen & Damerills Coue John Dillon con-
 m^r Clarke stable of monhegin and Edward Arrowsmith constable for Pemaquid
 also for y^e yeare =

Ans^r to Aluin In Ans^r to the peticoⁿ of Aluin child in behalf
 Childs peticoⁿ of his Correspondents m^chants in Lexbon * concerned
 in y^e ship Antonio & Goods *c^r* The Court ordered that the secretary
 Issue out warrant for majo^r Nicholas Shapleigh to Come & appeare
 before this Court now sitting y^e 11th Instant at nine of y^e clocke.

Georg Cole & other At this Court the Constable of Boston made his
 Quakers Admonisht retorne of his warant that he on the Lords day last
c^r in time of publick excercise found in the house of
 Nicholas moulder certeine Quake's as Georg Cole speaking to them
 y^t were present as Nicho moulder & christian his wife steven Hussey
 David flogg John Somes Joshua Buffam Ann Gillam martha Amy
 Elipl[am] stratten & Hester Dew contrary to our law The Court sent
 for them they Appeared It being declard to them y^t their meeting
 was contrary to our Lawe *c^r* the Court ordered them as the law directs
 to be all admonish^d the Go^dno^r Admonish^d them Accordingly & they
 were told the law would be too hard for them & [^] must if they fell into
 y^e like transgression expect y^e execution thereof

Charge ag^t m^r Isac Addington was Appointed to Implead
 Nicholas Shapleigh maj^r shapleigh & draw vp a charg ag^t him majo^r
 Nicholas Shapleigh being sumoned to Appeare at this Court this 11th
 Instant at nine of y^e clocke in the morning to Ans^r what should be layd
 aganst him as relating to the Criminall part of his bond Given into
 this court at the tyme he was Called three times but Appeared not his
 sue^ty^e Appearing Alleadged the badnes of the weather affirming they
 had sent the warrant & expected him howerly: in the afternoone he
 made his Appearance and desired the liberty of his trial by a Jury
 & entred his Action m^r Isack Addington also Appeared & presented a
 charge against him which was publickly read after wch the sajd
 Nicholas Shapleigh Owned and confessed that the mentioned seaman
 w^m fforrest Alexand^r wilson *c^r* ~~the mentioned seamen~~ were in his
 warehouse and that out of foolish pittie to them he sufferd them to

* Error in the record for "Lisbon."

be there that he was su'prised *et*: After y^e Declaration & evidences & pleas in the Case produced were read Comitted to the Jury and are on file wth the Records of this Court the Jury brought in their virdict they found the said Nicholas shapleigh convicted of the three first articles exhibbited against him & vehemently suspicious of being Guilty of the fowerth — Nicholas Shapleigh being Convicted by the virdict of the Jury y^e vnder the pretence of buying 1^{stly} Did receive & Conceale Goods pirattically & ffelloniously obteyned by w^m ff Forrest & his Complices in the ship Antonio of Lizborne amounting to one hundred pounds or vpwards yeilding no valluable Consideration for the same —

2^{ly}

And that he did clandestinely enterteyne Conceale & hide away in his ware house w^m ff Forrest Allexander wilson & John Smith Capitall offenders hauing

[9]

1673

their hands in ffelloniously & pirattically seizing & possessing themselves of the ship Antonjo and Goods on the high sea: dispossessing the right master merchant & othe's exposing them to the hazard of their liues (and that after to his knowledge) the said persons were detected for the same & pu'sued by Authority in order to their App'hention —

3^{ly} And that he the said shapleigh did harbour mainteyne & order provisions for the sustenance of the said persons, during their concealment — all wch the Jury found him Guilty of

And further by the virdict of y^e Jury rendred vnder vehement suspition of being Guilty of Prouiding ordering working an escape for, and in the night privately conveying away the aboue said three offend's by all wch endeavoring to obstruct the free course of Justice against such Capitoll

Nicho Shapleigh's censure = find 500 *li* *et*

offendo's and thereby making himself an Abetter of them all wch hath occasioned great expense & charge to the Country to prosecute & bring such high offenders to their due tryall The Court to beare their due testimony against such high offences doe sentenc yow the said Nicholas shapleigh to pay as a fine to the Country five hundred pounds in mony standing Comitted till the sentenc be p'formed —

In Ans^r to y^e peticon of m^r w^m Darvall & m^r. Isack melines It being put to the Question whither y^e case should come to a tryall here in a Court of Admiralty. It was resolved on y^e negative —

at y^e Adjourn^t [1] 3th mth 1673.
Ans^r to m^r Darvalls peticon
no hearing

In Answer to the petition of Nicholas Shapleigh humbly desiring
 this Court to favo^r him wth y^e Abatement of a considerable part of his fine & Alteration of the specia^r:
 Nich Shapleighs
 petition & fine
 abated
 his estate not being able to beare it The Court declares that on the petitioners payment of three hundred pounds to the Tresp^{er} of the Country he shall be dischargd =

In Ans^r to y^e petition of Benja Goad y^e Court
 Benja Goad liberty
 to goe to Roxbury
 c^r =
 Grants his request lib^{ty} to Goe to meeting on y^e lds day at Roxbury y^e m^{sh}all Geⁿll or his deputy taking effectuell cours for his return to prison y^e same day.

This Court was Adjourned to the 14th Instant at eight of the clock in y^e morning

14 of march 1673

The Court being mett The Go^uno^r declared that It was Agreed that the prisone^r Condemned Benjamin Goad should be executed on the nex^t fifth day fortnight being the second day of Aprill next presently after the lecture and that the secretary Issue out his warrant seasonably to the marshall Geⁿerall to see & order the same as in othe^r cases = weh was donn Accordingly =

The Court adjourned themselves to the 23^d of march 1673.

Ans^r to m^r Darvalls
 petition & y^er Case
 to be heard 10 Apr
 74.

At we^h time the Court mett and In Ans^r to the
 petition of m^r w^m Darvall and m^r Isaac Melines ordered
 theire Case to be heard on fryday fortnight being the
 10th of Aprill at nine of the clocke and that the Secretary
 Give notice to all the magis^{ts} and partjes Concerned to Attend at y^e
 time =

Letters to the seuerall magis^{ts} to give them notice as to y^e Courts
 adjournm^t was sent accordingly & notice Giuen to the partjes Concerned.

from 34 March 1673

Amy wellen the Indictment being found ag^t hir
 by the Grand jury was brought to y^e barr Refusing to
 object || ag^t || any of y^e jury of trialls holding vp hir hand at y^e barr
 was Indicted by y^e name of Amy Wellen wife to Richard wellen for
 not hauing the feare of God before hir eyes did sometime[s] the last
 spring being w^hin a twelve moneth being instigated by y^e diuill comitt

Adultery wth Jn^o Glandfeild of black point in the house of willjam Buttyn * of black point Contrary to y^e peace of our Soueraigne Lord his Croune & dignity the lawes of God & of this jurisdiction to wch Indictment she pleaded not guilty & put himself on trjall by God & the Country After y^e Indictment & evidences in the Case produced ag^t the prisoner at the barr were read Comitted to the Jury & are on file wth the Reccords of this Cour^t The Jury found hir not Guilty — & so she was dismiss —

The Grand Jury finding the like bill ag^t Jn^o Glandfeild of black point he was alike tried for Comitting adultery wth Amy Wellen mutatis mutan[dis] & on hearing of all y^e evidences the Jury found him not Guilty as above & he was [also] dismiss †

[10]

1674

Att the Adjournm^t of the Court of Assistants from the 23^d march 1673 to the 10th of Aprill 1674.

The Court mett at the time The Court enjoyned John Lowell on his bonds to Appeare before y^e next County Court of Boston in Aprill to Ans^r to what shall there be layd to his charge in relation to his holding a Correspondency wth the Dutch & y^e like m^r messmake^r if he be sent for.

present
Jn^o Leffet Esq^r Go^{vt}
Sam Symonds Esq^r
Dep^t Go^{vt}.
Daniel Gookin
Tho Danforth } Esq^r
Edw. Tyng
W^m Staughton
Tho: Clarke }

Att this Court m^r melynes & m^r Darvall y^t were attending on this Court for their tryall hauing deliuered in their Complaints ag^t m^r Dudson m^r wharton m^r Paige and m^r faireweather both partjes were Called after much debate This Court Referr^d the hearing of this case to the twenty eighth of may next at nine of the clock in the morning & y^t the ship be not sent away hence till the case be heard — to wch time they Adjourned themselves —

Att y^e Adjournment of the Court of Assistants held at Boston 28th may 1674. this Court Adjourned themselves from day to day to y^e 6th June 1674. when mett declar'd e^r

The Court hauing heard & Considered the request of Joseph Dudson & Company pleading the

present
Jn^o Leffet Esq^r Go^{vt}
Sam^l Symonds Esq^r
dep^t Go^{vt}.
Symon Bradstreet
Dani Gookin.
Dani Dennison
Symon Willard
Rich. Russell

* Or Battyn.

† These last two paragraphs appear to have been written by the Secretary at a later date and in a blank space left at the foot of the page.

29 3mo 74
 Tho. Danforth
 W^m Hathorn
 Jⁿ Pinchon
 Edw. Tyng
 Wm Staughton
 6 June 74
 Thomas Clarke

benefit of the law of this Comonweale for the Judica-
 tion of the ship expectation whereof Isaack Melynes
 was Comānde^r by them lately seized at Nantucket &
 brought into this Jurisdiction It appearing on the
 hearing of the plea^s & evidences presented in the
 case that the ship was by them first carrjed into
 plimouth Jurisdiction where on their request to the

Gouernment there for Judication the sajd Dudson & Company gaue
 bond in a thousand pounds sterling that after the ship was fitted in
 Boston then to give notice to the sajd meljnes & Company of the Port
 to which he Intended to carry the sajd ship for trjall &c and when
 there Arrived before the Goūno^r of the place or court
 of Admiralty there Constituted, to render a Just ac-
 count of the Goods and that so those Concerned may
 haue oppertunity to recouer their respective rights &
 Interests. — This Court Considering the premisses doe
 not Judg meet to give the sajd Dudson & Company
 Judication of the sajd vessell; but doe refferr them
 to the obse^rvance of their bonds given to the Goūment of Pljmouth
 Colony =

me^md. y^e Goūno^r
 & all y^e magist^r
 deolard & ordred y^e
 secretary to Return
 all y^e papers to y^e
 part^r each their
 oune = vide day
 booke =

[11]

1674

In Ans^r to the petition of Nicholas Shapleigh The Court ordered
 that on the peti^tion's giving such sufficient || & satisfactory || security
 his engagement of his house & land so farr as it respects The Country
 as to the criminall part shall be dischargd =

present
 Jⁿ Le^{ft} Esq^r Go^o
 Sam Symonds Esq^r
 Dep^t Go^o
 Symon Bradstreet
 Daniel Gookin
 Daniel Denison
 Symon willard
 Richard Russell
 Thomas Danforth
 W^m Hanthorne
 Jⁿ Pinchon
 Edward Tyng
 W^m Staughton

 persons returned to
 serve on y^e Grand
 Jury & sworne were

Att A Court of Assistants held at Boston
 y^e 1st of September 1674 =
 2^d Jur Edward Goue plantiffe against majo^r
 Robe^t Pike deffendant in an accon of
 Appeale from the Judgment of the last County
 Court at Salisbury = After the Attachment Courts
 Judgment Reasons of Appeale & evidences in the
 case produced were read Comitted to the Jury &
 are remayning on file wth the Reccords of this
 Court the Jury Brought in their virdict they
 found for the deffendant Confirmation of the for-
 me^r Judgment & costs of Courts = || forty two
 shillings & two pence costs granted 14^s p y^e Court

march 80/1 maj' [affirming] y^e 1st execution was granted another dated the 23 octobe^r 82 ||

John Sands plaintiff ag^t Cap^t Edward Hutchinson deffendant in an action of Appeale from the Judgment of the last County Court sitting in Boston — After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment and forty-two shillings damage & costs of courts fowe^r pounds fowe^{teen} shillings & sixpenc

James chase plaintiff ag^t m^r John Whelewright as ffeoffee in trust to the wife and children of the late Robert Nanny deffendant in an action of Appeale from the Judgment of the last County Court at Salisbury The Accon was Called The plantiffe by his Attorney Appearing Ready to prosecute It being Affirmed the Accon was Agreed The Court Allowed y^e plaintiff to wthdraw his Accon —

Joseph Rocke Adminstrator to the estate of y^e late m^r Jn^o & m^{rs} martha Coggan plaintiff against Anthony stoddard Guardian to Thomas Robinson — Deffendt in an action of Appeale from the Judgment of the last County Court in Boston — After the Attachment Courts Judgment reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are remayning on file with the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts. —

Benjamin Gibbs plaintiff against John Bonner & James Euerell Deffendants in an action of Appeale from the Judgment of the last County Court in Boston — After the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the Deffendant costs of Courts thirty fower shillings & eight pence

Left Joshua Scot-
tow

John Blake
Symon Lynde
w^m Taylor
Jn^o Conney
Jn^o Coolidge
Ellis Baron
Rob^t williams
Thomas Weld
Jn^o Pelton sen.
Timothy Mather
Eljas Rowe
Rich Sprague
Justinian Holding
Jn^o fuller
— — —
persons returnd to
serve on y^e 1st Jury
for trjalls of Ap-
peales life & ^{or}
sworne were {
— — —
m^r Anthony Cheek-
ley

Joseph Tounsend
Benjamin Batten
Jn^o Noyce
Isaack Newell
Nathaniel Brewer
Tho Tollman Jun^r
Israell How
Jn^o Phillips
w^m Goddard
James Bernard
Pyam Blower
Jn^o Goue.
— — —

[12]

1674

persons Returned to
serve on y^e 2^d Jury
for trialls of Ap-
pealls life & sworn
were

— — — —
Mr Richard Knight
Joseph Swett
Ephraim Turner
Tho. Dewer
Jn^e Watson
Rob^t Pepper
Obadiah Hawes
Zekary Long
W^m Bond.
Joseph Taintor
Tho Broune
W^m Barrat
— — — —

2^d JurZackariah Crispe plaintiffe ag^t Jn^o

Joanes deffendant in an action of Appeale from the
Judgment of the last County Court in Boston =
After the Attachment Courts Judgment Reasons of
Appeale & evidences in the case produced were read
Comitted to the Jury and are remajning on file wth the
Reccords of this Court the Jury brought in their
virdict i e. a speciall virdict :

[blank]

The magis^{tr} on pervsall of this virdict they de-
clard for the deffendant & costs of courts

1st Jur

Benjamin Gibbs plaintiff ag^t Jn^o Bonner & James
Euerell deffend^t in an accon of Appeale from the Judgment of the
last County Court in Boston & was on Reveyw. After the Attach-
ment Courts Judgment Reasons of Appeale and evidences in the
case produced were read Comitted to the Jury and are remajning
on file wth the Reccords of this Court the Jury brought in their
virdict they found for the deffendant costs of Courts = thirty fowr
shillings & six pence

2^d JurSevy ag^t Deering

Thomas Sevy plaintiff against Henry Deering
deffend^t in an action of Appeale from the Judgment
of the last County Court in Portsmouth = After the Attachm^t Courts
Judgment Reasons of Appeale & evidences in the Case produced were
read Comitted to the Jury and are on file wth the Reccords of this Court
the Jury brought in their virdict they found for the plaintiff Reuersion
of the former Judgment & costs of Courts = fforty six shillings & six
pence

Colcord ag^t Redman2^d Jur.

Edward Colcord plaintiffe against Jn^o Redman
deffendan^t in a action of Appeale from the Judgment
of the last County Court at Salisbury : the Case was called plaintiff
& deffendant Appearing This Case properly belonging to the Court to
determine The magis^{tr} after hearing the parties & evidences wth the

Reasons & Courts Judgment determined for the plaintiff libe^{ty} to Reveyw & Costs of Courts

Edward Colcord plaintiff ag^t X'ophe^r Palmer deffendant in an Action of Appeale from the Judgment of the last County Court at Salisbury. After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are remayning on file wth the Reccords of y^e Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

2^d Jur
Colcord ag^t Palmer
exec Issued out 11
M^{ch} 74 dd to m^r
Norton of piscata[gr]
for 52^s = mony

Jn^o Redman Attorney to w^m Bacon & Thomas Cannida plaintiff against the Towne of Hampton or their Attorney Deffend^t in an Action of Appeale from the Judgment of the County Court at Salisbury — After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury and are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the former Judgment & Costs of Courts three pounds nine shillings & eight pence. —

Redman ag^t Hamp-
ton
2^d Jur

Exec. Issued out for
8-9:8:5th 7: m^o 1674:
E R S.

Rob^t Sandford plaintiff ag^t Nathaniel Putman deffend^t in an action of Appeale from the Judgment of the last County Court in Salem After the Attachment Courts Judgment Reasons of Appeale & Evidences in the case produced were Read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & costs of Courts

2^d Jur
Sandford ag^t Put-
man

Isaac Griffyn Apprentice to Roge^r Rose making Complaint to y^e Court that his sajd master had not p^rformed his couenants wth him to his great damage the Court vejwed the Indenture & vpon hearing both partjes It was consent^d to by the sajd Rose that vpon the payment of three pounds mony to him by the sajd Griffyn he would release to him the remayning time of his Indenture Provided that he be acquitted & secured from any further demand from the sajd Griffyn w^{ch} y^e Gou^rno^r & magists^a approved of & ordered that they Give discharg[e] each to y^e other past by y^e [Court] E R S. Rog^r Rose [ed] in Court he had Rec^d 3li mony of s^d Griffyn

Ord^r ab^t Isaac
Griffin

[13]

1674

Batt ag^t Harris
1st Jur.

Paul Batt plaintiff ag^t Jn^o Harris deffend^t in an Action of Appeale from the Comissione's Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts twenty six shillings =

Bartlet ag^t James:
Legg [e^r]
1st Jur.

Robert Bartlet plaintiff ag^t Erasmus James John Legg James Dennis and Nathaniel walton deffendts or either of them in behalfe of the Comons at marblehead in an Action of Appeale from the Judgment of the County Court last at Ipswich,— After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment & Costs of Courts = execution of charges was suspended in both Cases till y^e Adjourn^t & Geⁿll Court.

Lattimore vsus
Idem
1st Jury

Xtophe^r Lattimore plaintiff against Erasmus James Jn^o Legg e^r as before in Bartlets case — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts. This Case & the othe^r was by Consent ¶ & desire ¶ of parties refferred to the hearing & determination of the selectmen of Salem wth m^r Thomas Laughton of Lynn and for that end major Hathorne is to Appoint time and place of meeting and all partjes concerned are to Attend the meetings & Giue in their plea^s Accordingly and that their determination be returned under at least the majo^r pte of their hands into the next Generall Court for their settlement thereof

Courts ord^r in both
cases

Bishop ag^t white

Samuell Bishop plantiffe ag^t George White Deffend^t in an action of Appeale from the Judgment of the County Court at Ipswich Tho Bishop Appearing in Court & hauing Appealed in behalfe of his brother Samuel Bishop Vnde'took in Court

to sattisfy all damages that shall be recovered e/ After the attachmt Courts Judgm^t Reasons of Appeale & evidences in the case produced were read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for y^e plantiffe reūision of the former Judgment as it is chanceried and three pounds fueteen shillings Additionall damages & Costs of Courts = Three pounds & eleven shillings The deffend^t desiring a chancery the plantiff Gonn & not to be found The Court ordered a respit of y^e execution till the 9 of october next to wch time this Court Adjourned themselves = [* & chanceried the damage Additionall to 40^s only]

exec Issued out 5th
novembr 74 for 40^s
dam & (3rd 11^s costs
in mony:) E R S

9 octobr 1674

Jn^o Gold plantiff ag^t Thomas Bishop deffend-
ant in an Action of Appeale from the Judgment of
the County Court at Ipswich = After the Attachm^t
Courts Judg^t Reasons of Appeale & evidences in the
Case produced were read Comitted to the Jury & are
remayning on file wth the Reccords of this Court the
Jury brought in their virdict they found for the deffendant confirma-
tion of the fformer Judg^t & costs of Courts.

Gold ag^t Bishop
Judg^t 25. 13. 4
Costs 2 13 8

28. 7 0

exec. Issued out 10
Sept^r

In Ans^r to a motion of w^m Leathe^rland in prison
vpon execution libe^rty is Granted him wth his keeper
to goe to the Ordinances of christ in Boston as also to
vissit his sick wife wth his keeper he not lying out of
of y^e prison at any time one night = The like libe^rty is Granted to
Henry Lauton as to willjam Leathe^rland as to the 1st parte =

Ans^r to w^m Leath-
lands motion
his & Henry Lau-
tons Liberty =

[14]

1674

Tho Atkins plaintiff ag^t Ann Joy widdow de-
fendant in an action of Appeale from the Judgment
of [blank] Court in Boston the ^

Atkins ag^t Joy

This Accon was wthdrawne by Consent of partjes & allowance
of the Court.

Tom Indian being presented by the Grand In-
quest & left to tryall was brought to the barr & there
holding vp his hand was Indicted by the name of

Jury men sworn as
to To[†] tryall of
Tom Indian || & his ||
Indictmt

* This with the marginal date added later by the Secretary.

† The Secretary evidently neglected to cancel the "To."

Mr. Rich Knight
Joseph Taintor
Ephraim Turner
Tho [blank]
Jnr Watson
Zackary Long
wot blompanow
natow
Sho Shannough
Ahauton
James Assanemeset
his Sentence

Tom Indian for that yow not hauing the feare of God before yo' eyes & being Instigated by the Divill did on or about the 15th of June last Comitt a rape on the body of Sarah the wife of John Jempson an Indian forcing hir to vnlawfull Copulation wth you Contrary to the peace of ou' Soueraigne Lord the King his Crowne and dignity the lawes of God & of this Jurisdiction To wch he pleaded not Guilty sajd he would be tryed by God & y^e Country: a Jury of twelve men six English & six Indians against none

of which he Objected who being Impannelled & sworne After the euidences produced against him were read Comitted to the Jury & remajne on file wth the Reccords of this Court the Jury brought in their virdict they found Tom Indian Guilty according to Indictment It being voated by the magis^{ts} that the sajd Tom the Indian being found Guilty according to Indictment that he should dy for his offence And accordingly after the Gouverno^r had Askt him why he being found Guilty sentenc of Death should not be pronouncet ag^t him The Go^ono^r proceeded & declared that he should Goe from the barr to the prison from whence he came & from thence to the place of execution & there hang till he be dead =

Warr^e Issued out
Accordingly 10: Sep^r
74 =

Joseph Blanchard
Georg Grimes
bonds to Appear at
County Court at
Cambridge =

Joseph Blanchard sonn to George Blanchard & George Grimes being bound ouer to this Court to Ans^r what should be layd to their charge in relation to Coyning of base mony or putting it Away =

After the Court had heard what they Could say for themselues The Court ordered them to be bound in twenty pounds apeece to y^e Tresurer of y^e Country on Condeicon that they Appeare before the next County Court at Cambridg to Ans^r what should be lajd ag^t them in such respect and Accordingly the sajd Joseph Blanchard & George Grimes each for himself acknowledged himsef respectively bound in twenty pounds apeece to Richard Russell Esq^r Tresurer of the Country on this Condeicon that they shall & will Appeare at the next County Court in Cambridg to Ans^r what should be layd ag^t them or either of them in such respect as above sajd =

Majo^r | Gen^l | Daniel Dennison took his oath as majo^r Generall in open Court =

Att A meeting of the Goũno^r & Council Assem- Day of thankgiving 24 Sep^r 1674
bled in Boston 4 Sep^r 1674 A Day of publick Thanks-
giving was Appointed wch was sent to the presse & printed —

[15]

1674

This Court was Adjourned to the 9th of octobe^r next at eight of the
clocke in the morning —

The Court of Assistants on their Adjourn- present Jn^r Leu-
ment mett at the time 9th october 74: — This eret Esq^r Goũ
Court Adjourned themselues from day to day Sam Symonds
the Generall Court being sitting to the 21th In Esq^r dept Go[u]
stant octobe^r 1674 then sitting as a Court of Symon Bradstreet
Admiralty. Att this Court Jonas Clarke Juũ Daniel Gookin
m^r of the Catch Hopewell entred his libell Daniel Dennison
against Richard Starr & Joseph Tounesend Symon Willard
requiring sattisfaction for his sajd Catch to this Rich^d Russell Esq[]
day according to charter party — After all the Thomas Danforth
evidences & pleas made in the Case by both W^m Hathorne
plantiffe & deffendant & the Charte^r-party & all John Pyncheon
Read & Considered of The Court found for the plan- Edward Tyng
tiff and ordered the Deffendant to pay vnto the plan- W^m Staughton
tiffe ninety pounds mony damage & costs of this Court Thomas Clarke
forty shillings wth the officers fees five shillings and that the ouno^r of
the sajd Catch to haue the freight home. —

Courts Judgm^t in
Jonas Clarks Case
ag^t [Jos^s] Starr

John Weaver marriner & master of the ship Richard & mary of
swansey being in prison was sent for and on hearing of all the evidences
& pleas in the case produced he being Convicted of notorious lying
falsswearing and profanes together with his wilfull neglecting his duty
that the sajd ship was lost and sunck in merrimack Riuer on the 5th of
September last his endeavoring by his false oath to haue procured the
Seale of the Colony giving in false Information to the publick Notary
to draw vp his protest to saue himself pretending his great losses of an
estate therein which appeared not The Court on the
whole, proceeded to censure the sajd John Weauer for
his sajd lying & false swearing to be whipt with
twenty stripes severely layd on or pay the sume of ten pounds in mony

Courts Judgment
ag^t Jn^r Weauer.

* Error in the record for "Richard."

together with the charges of the Court the sume of five pounds money together with the charges of the witnesses and prosecution wth the officers fees y^e eight witnesses were allowed twelve shilling apeece money they discharging what they haue expended on y^e Country^e account here & there =

Courts Judgm^t ag^t The Court also proceeded to censure Edward
Edw Thomas one of Thomas one of the marriners now in prison for his
y^e marriners belong- false oath to be whipt wth ten stripes seuerely layd
ing to ship Rich^d & one or pay the sume of forty shillings discharging
Mary of Suansey = the office's fees standing Comitted till y^e sentence be performed —

Ans^r to Edw Col- In Ans^r to the petition of Edward Colcord The
cord pet'n Court ordered that the Tresurer satisfy & pay vnto
the said Colcord the some of forty shillings more out of majo^r shap-
leighs fine when he Receives it =

[16]

1674

present
Jn^s Leueret Esq^r
Go^o
Sam Symonds Esq^r
dep^t Go^o
Symon Bradstreet
Daniel Gookin
Daniel Dennison
Rich^d Russell
Thomas Danforth Esq^r
W^m Hauthorn
Edward Tyng
W^m Staughton
Thomas Clarke
persons Returnd to
serve on the Grand
Jury & sworne :
were
— — — —
m^r christopher Clarke
Joshua Tyd
Joseph Lynde
Rich^d Bennet
Thomas Smith
Abell porter
Silvester Evelyn
John Wells
Edward Morrice
Amiel Weekes
Enock Wisewall
Jonas Clarke
Samuel Andrews

Att a Court of Assistants held at Boston 2^d of
march 1674

1st Jur m^r Joseph Belknap & Richard wharton
Attorney^e to & in behalfe of Nicholas Rice plain-
tiffe in an Ac^on of Appeale from the virdict of
the Jury & Courts Judgment in the County Court
at Boston in January last ag^t m^r Jn^s Oxenbridge
James Allen Anthony stoddard & Humphry
Davy trustee^e & executo^rs to the last will & Testa-
ment of Richard Bellingham Esq^r deceased = After
the Courts Judgment reasons of Appeale and evi-
dences in the Case produced were read Comitted to
the Jury & remajne on file wth the Reccords of this
Court the Jury brought in their verdict they found
for the plantiffs A reuersion of the former Judgment
& Costs of Courts three pounds twelve shillings &
ten pence : =

2^d Jur Joseph Tounsand plantiff ag^t Elias parkeman
deffendant in an action of Appeale from the virdict of

the Jury & County Courts Judgment at Boston in october last After the Courts Judgment Attachment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & remajne on file wth the reccords of this Court the Jury brought in their virdict they found for the deffendant the Confirmation of the former virdict of the County Court at Boston & Costs of Courts.

exec. for
12. 9. 6
Issued out
9 June 75
wth 5s ERS.
add: costs

Rich^d Beers
Henry Bright
— — —
they brought in their
presentm^{ts} & Indictm^{ts}
ag^t Rob^t Driver &
Anna Negro: =
— — —
Jurymen Returned
to serve on the 1st
Jury of tryalls for
Appeales & for life
limb & banishment
= sworne

— — —
m^r W^m Hilton
Tho. Lord
W^m Davis
Samuel Gore
Thomas Edwards
Thomas Walker
Habbeuck Glouer
Jn^o Minot *
Roger Wellington
Nathaniel Couldig
Jn^o Barnard
Joseph Beamis
— — —
persons Returned to
serve on y^e 2^d Jury
of Trjalls e^r at y^e
Court
sworne

— — —
m^r w^m maning
Daniel Daulson
Edw wilson
Jabez Tatman †
Barnard Trot
Jn^o Scarlet
Henry Kemble
David Copp
Jn^o Pason
James Bird
W^m Boardman sen^r
James White =

W^m Broune sen^r. of Salem merchant plaintiff ag^t willjam Lethe^rland deffendant in an Acton of Appeale from the virdict of the Jury & County Courts Judgment at Boston in octobe^r last = After the Attachment virdict of the Jury Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & remajne on file with the Reccords of this Court the Jury brought in their virdict they found for the plaintiff the reuersion of the former Judgment & Costs of Courts forty eight shillings =

Thomas Newman plaintiff in an acton of Appeale from the virdict of the Jury & County Courts Judgment in octobe^r last against Jn^o Smith merchant Attorney to George Smith merchant = After the virdict of the Jury Attachment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury &c the plaintiff & deffendant Appearing in Court (by Consent the plaintiff wthdrew the acton): putting their differences relating to the sajd acton to Arbitration i e to the fynall Award of Capt Samuel Scarlet m^r Peter lydget and m^r John Richards or the majo^r pte of them giving it in writting vnde^r their hands by the first of Aprill || next || bearing the charges of law already expended each for himself & Acknowledged themselues bound in eight † hundred pounds each to other to stand to Abide by & performe the sajd Award so Given. x x & this was thus donn in open Court 5 march 1674 m^r Richards to Appoint time & place of meeting || & each pty Concerned accordingly to Attend their

* Or Mynor.

† Or Tolman.

‡ This word changed from six to eight.

Concernes ¶ * x — as Attests Edw. Rawson secre^t. all y^r papers in y^r case to be delivered vp to the ¶ partjes for the ¶ Arbitrators —

W^m Rawson plaintiff ¶ ag^t Habbacuk Glouer ¶ in an Ac^on of Appeale from the virdict of the Jury & Judgmt of the County Court in Boston in octobe^r last After the Ac^on was Called both partjes Appeared & they both declaring they were Agreed the plantiffe wth the Courts Consent withdrew his Ac^on —

[17]

1674

Bozoone Allen ag^t Bozoone Allen plaintiff ag^t m's Jennet whiple
Jennet Whiple defendant in an Ac^on of Appeale from the Judgment of the last County Court at Ipswich. After the Attachment County Court of Ipswich Judgment reasons of Appeale & evidences in the case produced were read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plantiffe — reuersion of the former Judgment & Costs of Courts seven pounds & ten pence. —

Rich^d & Return Richard wayte & return wayte plaintiffs ag^t Jennet
Wayte ag^t Jennet whiple executrix to Thomas Dickinson's last will
Whiple = deffend^t in an action of Appeale from the virdict of the Jury & County Courts Judgm^t at Ipswich — After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict reuersion of the former Judgm^t & Costs of Courts — fowe^r pounds eleven shillings —

Rawson ag^t Billing W^m Rawson plantiffe ag^t Roger Billing deffend^t in
an Ac^on of Appeale from the virdict of the Jury & County Courts Judgm^t in Boston in January last After the Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgm^t wth Costs of Courts nineteen shillings & one penny —

Taintor e^r ag^t Joseph Taintor & Jn^o whittacre Attorney^s to m's
chenree * martha Ayres widdow plant ag^t John Chenery

* Intended for "Chenery."

deffend^t in an action of Appeale from the virdict of the Jury & County Court^t Judgm^t at Cambridge After the Attachment Courts Judgm^t reasons of Appeale & evidences in the Case were produced & Read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts — fifty six shillings one penny.

Samuel Legg plaintiff ag^t Thomas Daus deffend^t Legg Ag^t Daus
in an action of Appeale from the virdict of y^e Jury &
County Courts Judgm^t in Boston october 1674 After the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury & are remayning on file wth the
Reccords of this Court the Jury brought in their virdict they found for
the deffendant Confirmation of the former Judgment & Costs of Courts
forty fowe^r shillings & eight pence —

Samuell Rouland plaintiff ag^t Jn^o Hobbs defend^t Rouland ag^t Hobbs
in an action of Appeale from the Judgment of the 5th to be p^d in S[ecy]
last County Court at Salem After the Attachm^t Courts Judgment
Reasons of Appeale & evidences in a case produced were read Comitted
to the Jury and are remayning on file wth the Reccords of this Court
the Jury brought in their virdict they found for the deffendant Confir-
mation of the former Judgment wth Costs of Courts fivety five shillings
& fowe^r pence —

[18]

1674

Ensigne John Gold & Tho Baker plaintiffs ag^t Gold & Baker ag^t
Nathaniel Putman deffend^t || in behalfe of the owno^r Putman
of the Iron workes || e^r in an Accon of Appeale from the virdict of the
Jury & County Courts Judgment at Ipswich in septembe^r last After
the Attachment Courts Judgment Reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury & are on file wth the
Reccords of this Court the Jury brought in their virdict they found
That where trespas is sued for and prooved and no sune of damiages
prooved yet if Costs of Court may be Given to the plantiffe then they
found for the deffendant || a || Confirmation of the former Judgment and
Costs of Courts if not wee finde for the plantiffe Costs of Courts —
The Court on Consideration of this virdict reuers the former Judgm^t &
find for the present plaintiff^s Costs of Courts five pounds seven shillings

& two pence to be p^d not in mony but in other pay as the Custome of that Court allowes —

Gifford ag^t Hathorne John Gifford plantiffe ag^t John Hathorne deffend^t
 in an action of Appeale from the virdict of the Jury
 & County Courts Judgment at Ipswich in Septembe^r last — After the
 Attachment Courts Judgmen^t Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury and are remayning on
 file wth the Reccords of this Court the Jury brought in their virdict
 they found for the plantiffe || a || reuersion of fforme^r Judgment and
 Costs of Courts — fifty one shilling & fowe^r pence —

Eliakim Hutchinson plantiff ag^t John Payne deffendant in an
 action of Appeale from the virdict of the Jury & County Courts
 Judgm^t in Boston in January last After the Attachment Courts Judg-
 ment Reasons of Appeale and evidences in the Case produced were
 read Comitted to the Jury and are remayning on file
 Hutchinson ag^t wth the Reccords of this Court the Jury brought in
 Payne their virdict i e they found a speciall virdict i e.
 If the Collateral contract or Agreement betwixt m^r Eljakim Hutchinson
 m^r olliuer purchis & m^r John Payne bearing date the thirtjeth of
 Janua^y 1667: not prooved broaken doth according to law cut of or
 make voyd m^r John Paynes obligation to sajd m^r Hutchinson bearing
 date the 28th of Decembe^r 1664 then wee finde for the now deffendant
 the Confirmation of the Judgment of the County Court at Boston &
 Costs of Courts But if m^r John Paynes first obligation standeth in
 force according to Law then wee finde for the now Plantiffe the reuer-
 sion of the former Judgment of the Court Appealled from wth one
 hundred sixty nine pounds twelve shillings money according to obliga-
 tion by bill & Costs of Courts The Court or Bench on Consideration
 of this virdict declared they found for the deffend^t.

Paul Batt plantiff ag^t John Harris deffend^t in an Action of
 Appeale from the virdict of the Jury & County Courts Judgment at
 Boston in January last After the Attachm^t Courts Judgment Reasons
 of Appeale & evidences in the Case produced were read Comitted to
 the Jury & are remayning on file wth the Reccords of this Court the
 Jury brought in their virdict they found for the deffendant a Confirma-
 tion of the form^r Judgment i e fiueteene shillings mony & Costs of
 Courts: twenty fowe^r shillings & fowe^r pence —

[19]

1674

Robert Orchard as sue'ty & Attorney to John Shakeley & Peter Jacobson plaintiff ag^t Richard mid-
 lecot & John Willjams Attorneys to Samuel winslow deffend^t in an
 action of Appeale from the virdict of the Jury & County Courts Judg-
 ment in octobe^r last the Accon was Called both partjes Appearing &
 the Case Agreed betweene them: The Court allowed the plaintiff
 libe'ty to wthdraw his accon wch he did =

Samuel mighill & Elisabeth his wife || plaintiff mighill ag^t Toppan
 ag^t Jacob Toppan c^r deffendant in an action of
 Appeale from the virdict of the Jury & County Courts Judgm^t in Sep-
 tembe^r last the Case was called the deffend^t Appeared not the Case
 proceeded & After the Attachment Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read comitted to the
 Jury and are on file wth the Reccords of this Court the Jury brought
 in theire virdict they found for the plaintiff a Reuersion of the for-
 mer Judgment & five pounds eight shillings damage wth Costs of
 Courts =

Bozoone Allen was called before the Court to Bozoone Allen fined
 Ans^r for his reflections declared in his Reasons of 10^{ll}
 Appeale ag^t one of the magistrates & County Court at Ipswich from
 whence he Appealed for which the Court fined him tenn pounds =

In Ans^r to the peticon of Bozoone Allen having on his Peticon his
 Given in his Acknowledgm^t of his offenc the Court fine remitted to 40^s.
 sees cause to remitt the fine to forty shillings =

Anna Negro servant to m^{rs} Rebeckah Lynde Anna Negro In-
 widdow of charlsToune being Comitted to Prison for dictm^t & sentence
 hauing a Bastard & being vnder sore suspition of making it away c^r
 in orde^r to furthe^r tryall The Grand Jury found a bill of indictment
 ag^t hir: she was brought to the Barr & there holding vp hir hand
 pleaded not Guilty put himself on God & the Country for hir tryall
 thô she had liberty yet objected not ag^t any of the Jewry: was In-
 dicted by the name of Anna Negro as aboue for not hauing the feare
 of God before hir eyes & being Instigated by the Divil did about the
 14th of December last maliciously & wilfully murder an Infant child
 then borne of hir owne body Contrary to the peace of our Soueraigne

Lord the King his Croune & dignity and the lawes of this Jurisdiction the Jury went out & brought in their virdict they found the sajd Anna Negro Guilty of hauing a Bastard child & privately conveyed it away. The Court Considering of this virdict sentenct the sajd Anna Negro to stand on the Gallowes wth a Roape fastened about hir necke to the Gallowes for one hower and thence to be tyed to & whip^d at the Carts Tayle to the prison wth thirty stripes & so comitted to the prison there to lye for one moneth and then to be Conveyed by the marshall Generall to charlsTowne & there on the lecture day to be alike tyed to & whipt wth thirty stripes & then on hir mⁿ paying the charges of the tryall & prison she is dischargd —

Robe^t Driver scotch man being Comitted to prison (hauing fled for murdering his m^r: Robe^t willjams of Piscataqua fisherman) in order to his tryall was brought to the Barr the Grand jury hauing presented him & Indicted him he holding vp his hand at the barr pleaded not Guilty put himself on his triall by God and the Country hauing his liberty to object against any of the Jury Impannelled he objecting not was Indicted by the name of Robert Driver late Apprentice & servant to the late Robert Willjams for not having the ffeare of God before his eyes & being

[20]

1674

Driver^s Indictm^t & sentence of Death = Instigated by the Divil in or about the 10th of february last together wth Nicholas favo^r* then yo^r fellow servant did maliciously and wth wicked hands murder your † then master Robe^t willjams or did abett Consent vnto, & Conceale the sajd murderers & villanous Act Contrary to the peace of our Soueraigne Lord the King his Croune & Dignity the lawes of God & this Jurisdiction — he hauing pleaded not Guilty: Afte^r the Jury had perused their evidenc they brought in their virdict they found him Guilty The Court vnanimously Agreed that sentenc of Death should be pronouncd ag^t him accordingly. The Go^uno^r proceed. yow Robert Driuer hauing binn found Guilty as aboue are to Goe from henc to y^e place from whenc yow Came & from thence to the place of execution & there to hang by y^e neck till yow be dead. God haue mercy on thy Soule —

mary Sanders at
liberty to marry &c
=

In Ans^r to the peti^{ti}on of mary Sande's humbly
desiring a legall divorcement from hir husband w^m

* Or favo^r.

† "Their" changed to "your."

Sande's who is married to another woman in London The Court on pervsall of the evidences Daniel webb stephen Swasy & phillip English Judged it meet to declare the peticone' to be at liberty from hir former husband w^m Sande's —

In Ans' to the petition of mary Haukins humbly Imploring the Courts favou' to remitt to hir hir second punishment This Court Judgeth it meet wth the Consent of the County Court to Grant hir request & remitts her second punishment ordering the keeper of the prison to dismiss hir from the prison & set hir at libe'ty —

Ans' to mary Haukins petition

majo' Thomas Clarke is Appointed wth the secretary to allow of the bills of Costs this Court.

The Grand Jury was Called againe and they pervsing seuerall evidences sent doune from the County Court at North Hampton relating to mary Parsons the wife of Joseph Parson, they presenting an Indictment against hir on suspicion of witchcraft leaving hir to further trjall The Court Ordered hir Comittment to the prison in Boston there to remaine & be kept in orde' to hir furthe' tryall

mary Parsons presented & Indicted for witchcraft =

Paul Batt was Called for to Ans' for his reflections declared in his reasons of Appeale. the sajd Paul Bat presenting his petiçon declaring his hopes for the future to be better Advised The Court past his offenc by ordering him to be Admonisht wch was donn :

Paul Battis admoni-
con =

In Ans' to the peticon of Ezekiel fogg in relation to some libe'ty e^r The Court declares that when the petiçone' hath honestly payd his debts he may be at his libe'ty altogether —

Ans' to Eze: fogg's
petiçon

This Court is Adjourned to the 13th of may next at 10 of the clock in the morning It is ordered that the Secretary Issue out his warrants for such & so many of the wittnesses as once wthin a moneth m' Danforth m' Tinge & majo' Clark shall wth the Secret. on their pervsall determine to be necessary and that a letter be writt to majo' Pynchon to Accomodate y^e Affaire Relating to mary Parsons

Courts Adjourn' &
order to send for y^e
wittnesses ag' mary
Parsons =

In Ans^r to Cap^t Hutchinsons petition Jn^o Sands his execution ag^t him is respitted till the 15th of May next =

[21]

1674

present
Jn^o Leneret Esq^r Gov.
Symon Bradstreet
Daniel Gookin
Richard Russell
Tho Danforth
Edw. Tyng
W^m Staughton
Tho: Clarke

Esq^{rs}

persons Returnd to
serve on the Grand
Jury & sworn =

Left Richard Beers
Henry Allen
Peter Bracket
John Phillips
Robert Sanders
Jacob Eljot
Jonas Clarke
Samuel Andrews
Henry Bright
John Boules
Robert Williams
Samuel Clap
Enock Wisewall
Jn^o Pentecost
w^m Johnson

persons Returnd to
serve on the Jury of
tryalls for life &
death were sworn =

mr w^m Bartholmew
Humphry Hodges
Richd wooddey
W^m Ingram
Rich'd medlecott
Jn^o Greene
Zack Hicks
Jn^o Barnard
Nath: Coolidge
Abra: How
Phillip Curtes
Amiel weeks

Att A speciall Court of Assistants Called by
the Gouⁿr & magistrates in Boston in order to the
tryall of Nicholas ffaevo^r 11th March 1674.

The Grand Jury on pervsall of Nicholas faevo^rs
examination presented & Indicted him for murder
leaving him to further tryall =

He was brought to the barr & was Indicted by
the name of Nicholas faevo^r for not hauing the
feare of God before his eyes and being Instigated
by the Divil in or about the 10th of february last he
the said Nicholas ffaevo^r together wth his then
fellow servant Robert Driver did maliciously & wth
wicked hands murder their then master Robert
willjams, or did Abett Consent unto & conceale the
said murdere's & villainous act, contrary to the
peace of our Soueraigne Lord the king his Croune
& dignity & the lawes of God, & of this Jurisdic-
tion—he holding vp his hand all y^e while pleaded
not Guilty put himself on his trjall by God & the
Country— The Jury on consideration of the eui-
dence brought in their virdict they found him
Guilty = And accordingly the Gouverno^r pronounc^t
sentenc agt him yow Nicholas ffaevo^r hauing binn
found Guilty of murde^r according to yo^r Indictment
are to Goe from hence to the place from whence
yow Came || & from thenc || to the place of execu-
tion & there to hang by the neck till yow be dead:
God haue Mercy on thy soule: =

Edward Naylor being Complayned on for In-
truding into his late wiues Katherin Nanny^s Com-
pany &c. The Court on hearing what was lajd to
the said Naylor's charge doe Judge & declare his
bond to be forfeited and doe order the Secretary to put the said Bond
in suite = And that he stands Comitted till he dischargd his
bond. =

This Court ordered the executions of the said Robt Drive^r & Nicholas ffaevo^r to be on the 5th day next after the lecture & that the Secretary Issue out his warrants Accordingly and that Anna Negro haue hir sentenc then executed on hir as to y^e 1st p^{te}

Att A Court of Assistants on Adjournment held at Boston 13th of may 1675

Att this Court Mary Parsons the wife of Joseph Parsons of Northampton in the County of Hampshire in the Colony of the Massachusetts being presented & Indicted by the Grand Jury was also Indicted by the name of Mary Parsons the wife of Joseph Parsons for not hauing the feare of God before hir eyes and being Instigated by the diuill hath at one or other of the times mentioned in the euidences now before y^e Court entred into familiariety wth the diuill and Comitted seuerall acts of witchcraft on the person or persons of one or more as in the said euidences relating thereto reference being thereto had Amply doeth and may appeare and all this Contrary to the peace of our Soueraigne Lord the king his Croune and dignity the lawes of God and of this Jurisdiction — After the Indictment

present
Jn^e Lebert Esq^r Go^d
Sam. Symonds Esq^r dep^t
Gou
Symon Bradstreet
Daniel Gookin
Daniel Dennison
Symon Willard
Rich^d Russell
Tho Danforth
W^m Hathorn
Jn^e Pinchon
Edwd Tyng
W^m Stoughton
Tho Clarke

Esq^{rs}

[22]

1675

and Euidences in the Case were Read the prisone^r at the barr holding vp hir hand & pleading not Guilty putting himself on hir triall, the Jury brought in their virdict they found hir not Guilty — & so she was dischargd —

By virtue of a warrant wee whose names are herevnder written being warned by y^e Constable of Boston to serve as a Jury of Inquest to make diligent Search & Inquiry after the Cause of the death of a youth named Christopher Bickford we find the said youth in his face to be much bruised & two of his fingers on his right hand hurt and that the said youth by Information of the master & seamen which belonged to the said ship he Came ouer in was missing euer since tuesday last betweene betweene † six &

The names of y^e
Jury of tryalls for
life & death sworne
were

— — — —
Mr Joseph Cooke
Hugh Drury
Tho Dure*
Theoder Atkinson
sen^r
Sam: Mayrs
Benj Gamlin
W^m Symes
Jn^e Heyman
Nath fiske sen^r
Henry Spring
Rich^d Hall
Samuel Paul
— — — —
Beckfords death
May 14 (75)

* Or Durd.

† Repeated in the record.

eight of the clocke at night & Judge or Conceive a fall from the ship or som blow or blowes on his face wth falling from the ship into the waters to be y^e Cause of his death = Subscribed Seth Perry Rich^d way Jn^o W^m Rich^d wooddje Ephraim Turner Tho. Bingly Jn^o marrion Jn^o morse W^m || [Se^opick] || W. Wright Jn^o Lake Edward Ellis Jn^o Buttolph Benja Thirston. The Jurors subscribed attested to the trueth of this virdict vpon their oaths before me Dani Dennison

present
Jn^o Leueret Esq^r Go^o
Sam Symonds Esq^r de^pt
Go^o

Symon Bradstreet
Daniel Gookin
Daniel Dennison
Rich^d Russell
Tho Danforth
W^m Hathorn
John Pinchon
Edw. Tyng
W^m Stoughton
Tho Clarke
— — — —

Esq^{rs}

Att A Court of Admiralty or Court of Assistants Called by the Gou^rno^r & Assembled in Boston 17th of May 1675

m^r Humphry Warren of Boston merchant in behalfe of m^s Elisabeth ffreake relict of the late m^r John ffreake merchant || & m^r Sam Shrimpton m^{cht} || preffering their libell Against Peter Rodrjago as also ag^t Cornelius Andreson John Roads & Company. The Court on a full and due pervsall of the aboue mentioned libell & hearing of all partjes Concerned

wth the evidences produced doe Judge it meete to declare & Graunt adjudication of the vessells & Goods taken & brought in by Cap^t Samuel Mosely to Humphry Warren in behalfe of the late m^r John ffreake & Elisabeth his relict & m^r Samuel Shrimpton for theire Reparation for their vessell & Goods taken from them by the sajd Rodriego Roads & Company and the sajd warren and shrimpton are to pay the chardges of the Court & prosecution of the Case for y^e hearing of the Case seven pounds mony besides the office^s ffees & charges. =

The Court declard that the sajd Peter Rodriego Cornellius Andreson Jn^o Roads Peter Grant Randall Judson Rich^d ffowler & to be lawfull prisoners Remanding them to prison Againe and Referred them to further Tryall. =

The Council Act of 15th febr 1674 comissionating y^e Aboue mentioned Cap^t Sam Mosely to fetch in the aboue mention^d Rodriegoe & Company in Ans^r to m^r Jn^o ffreaks peticon & mosely A Instruction are on y^e Courts file. =

[23]

1675

present
Jn^o Leueret Esq^r Go^o.
Sam Symond Esq^r
de^pt Go.

Att A Court of Assistants held at Boston y^e 24th of may 1675 & called by y^e Court for trjall of the prisone^s =

Peeter Rodrjgo Dutchman being presented & Indicted by the Grand Jury was Indicted by the name of Peeter Rodrjgo for that he not hauing the feare of God before his eyes he wth othe^r his Complices sometimes in the moneth^r of Novembe^r Decembe^r & January last by force of Armes did vpon the sea^r pyrattically & ffelloniously seize & take seuerall smale English vessells (and theire Companies) belonging to his Maj^ys subjects of this Colony & made prize of theire Goods & in particular the bareque Phillip & her goods belonging to the late m^r John ffreake of Boston Georg maning being master then of hir wounding the sajd maning & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction. — to wch Indictm^t y^e prisone^r at the barr pleaded not Guilty put himself on triall by God & the Country — saying he had no exception ag^t any of y^e Jury : the Case proceeded and after the Indictment & evidences in the Case were Read Comitted to the Jury & are on file wth the Reecords of this Court the Jury brought in thr virdict they found him Guilty according to the aboue written Indictment and Accordingly had sentenc of death pronnounc^d ag^t him by y^e Go^u. to be Carried from hence to the place from whence he came & thence to the place of execution & there to hang till he be dead

Symon Bradstreet	} Esq ^r
Symon willard	
Rich ^d Russell	
Tho Danforth	
W ^m Hathorn	
Edw. Tyng	
w ^m Stoughton	
— — — —	
Grand Jurymen	
Returnd to serve	
At y ^e Court & Sworne	
were =	
— — — —	
m ^r J ⁿ sherman —	
Rich ^d wellington	
Rich ^d Baker	
Tho. Russell	
J ⁿ Long	
Symon Lynd	
J ⁿ woodmansey	
J ⁿ than Bolston	
Habbacuck Glouer	
J ⁿ Bateman	
Jonas clarke	
ffrancis Moore	
Tho: Hastings	
J ⁿ Bowles	
Tho weld	
— — — —	
Jury men Returnd	
to Serv[e] on the	
Jury of tryalls	
m ^r John Cheekly	
J ⁿ Bird	
Benj: Bale	
Benj: Moore	
Benj: Gillam	
Samuel Goffe	
Tho Longhorne	
Tho ff ^a ning	
Tho Hastings	
J ⁿ Stone	
Edw. B[r]idge	
Daniel Brewer	
— — — —	

And on his petiçon the Court Gaue him opp^tunity to petiçon the Gen^l Court for his life — In like manner

Cornelius Andreson Dutchman was brought out of Prison to the barr & Indicted by the name of Cornelius Andreson for not hauing the feare of God before his eyes he together wth other his Complices sometimes in the moneth^r of Novembe^r Decembe^r & January last past did vpon the seas by force of Armes Pyrattically & ffelloniously seize and take seuerall smale English vessells (wth theire Companies) belonging to his maj^{ty} subjects of this Colony making prize of their Goods and

in particullar the vessell & Goods that belonged to Edward Hylliard & w^m waldron Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction — in like manner he put himself on God & the Country for his tryall: and After the Indictment & evidences in the Case produced against him were Read Comitted to the Jury & are on file wth the Reccords of this

Andreasens Case Court the Jury brought in their virdict they found him not Guilty *et* on sending out Againe they brought in they found him Guilty of Theft or Robbery by taking from willjam waldron & Edward Hylliard fowerteen moose skins two packs of Beaver & seuen martin skins

And In Answer to his humble peticon & Acknowledgment of his Evills. wch he owned in open Court was pardoned —

order for Tr: to pay It is ordered y^t y^e Tresurer pay m^r Kent forty five
w^m Kent 45: 6: shillings sixe pence & is for a dinner for y^e magists at
a Court of Admiralty April 9 (74) — —

[24]

1675

Jn^o Roads Peter Grant *et* the Rest of the prisone's were Called into the open Court & had the Grand Jury^e presentment & Indictments ag^t them Read as Pyrates but the evidences not being viva voce they were by the Court Remanded to prison y^e Court adjourning till the 3^d 5th day of June being ye 17th day at nine of y^e clock y^e wittnesses to be sent for

present
Jn^o Leueret Esq^r Go^d
Sam Symonds Esq^r
dep^t Go:
Symon Bradstreet
Daniel Gookin
Daniel Dennison
Symon Willard
Rich^d Russell
Tho Danforth
Edw^d Tyng
W^m Stoughton
Thomas Clarke
— — —
Jurymen Impanelled
& sworne were for
y^e Triall of these 6
— — —
Capt Benja Gillam
Jn^o Bird
Benj: Bale

Att A Court of Assistants on Adjournment held at Boston 17th June 1675 Jn^o Roads was brought to the barr & holding vp his hand was Indicted by the name of John Roads late of Boston for that he not having the feare of God before his eyes & ~~being~~ ~~instigated by the Divill~~ he wth othe's his Complices sometimes in the months of November December & January last past did by force of Armes vpon the seas Pyrattically & feloniously seize & take seuerall Smale English vessells & theire Companjes belonging to his Maj^{ty} subjects of this Colony and made prize of their Goods & in particullar the barque Phillip & her Goods belonging to the late m^r John ffreake of Boston George maning being

then master of hir wounding the said maning & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction to wch he pleaded not Guilty put himself on God & the Country for his trjall after y^e Indictment & evidences produced ag^t him were read Comitted to the Jury & are on file wth the Reccords of y^e Court the Jury brought in their virdict they found him Guilty according to Indictment and accordingly y^e next day had sentenc of Death pronounc ag^t him: y^e he should Goe from the barr to y^e place from whenc he Came & thenc to the place of execution & there hang till he be dead. —

W^m Whitwell
Richd Knight
Sam Goffe
Tho Longhorne
Edw^d Bridge
Daniel Brewer
John Holbrook
Jn^o Swett
Jn^o Davenport
— — —

Sentenc

Richd ffoule^r was brought to the barr & holding his hand there vp [^] was indicted by the name of Richard ffowler Englishman for that he not hauing the feare of God before his eyes he wth others his Complices sometimes in the moneth^s of Novembe^r decembe^r & January last past did by force of Armes vpon the seas pyrattically & feloniously seize & take seuerall smale vessells & their Companyes belonging to his maj^{ty}s subjects of this Colony making prize of theire Goods and in particullar the bareque Phillip & her Goods belonging to the late m^r John ffreake of Boston George maning being then master of her wounding the said maning & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction: = This case as Jn^o Roads being Comitted to the Jury [^] the Jury brought in their virdict they found him Guilty according to Indictmen^t = y^e sentenc of death in like manner was pronounc ag^t him:

ffoulers Indictmt &
sentenc

Peeter Grant was also brought to the barr where holding vp his hand was Indicted by the name of Peeter Grant scotch man for not hauing the feare of God before his eyes he wth others his Complices sometimes in the months of Novembe^r decembe^r & January last past

[25]

1675

did vpon the seas by force of Armes pirattically & feloniously seize & take seuerall smale English vessells (wth theire Companyes [^] belonging to his maj^{ty}s subjects of this Colony making prize of theire Goods and in particullar the bareque Phillip & her Goods belonging to the late m^r John ffreake of Boston George

Grants Indictm^t

maning being then master of hir wounding the said master & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity & the law^s of this Jurisdiction to wch Indictment he pleaded not Guilty & put himself on God & the Country for his tryall — & being Comitted to the Jury they brought in their virdict they found him Guilty & accordingly sentenc of death was pronounc ag^t him as ag^t Jn^o Roads

Randolph Judson was brought to the barr & Indicted by the name of Randolph Judson Englishman for not hauing the feare of God before his eyes & ~~being Instigated by the Devil~~ wth others his Complices, sometimes in the months of Novembe^r Decemb^r & January last past did by force of Armes vpon the seas pirattically & feloniously seize & take seuerall English vessells (and theire Companjes) belonging to his maj^{ty} subjects of this Colony and made prize of theire Goods and in particular the barque Phillip & her Goods belonging to the late m^r John ffreake of Boston George maning being then master of her wounding the said maning & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity & the laws of this Jurisdiction: to wch Indictment he also pleaded not Guilty put himself on God & the Country for his trjall & being comitted to the Jury they brought in their virdict they found him Guilty according to Indictment ~~of~~ and accordingly he had y^e sentenc of death pronounc ag^t him: — as Jn^o Roads had

Jn^o willjams was brought to the barr and was Indicted by the name of John willjams Englishman for that he not hauing the feare of God before his eyes wth others his Complices some times in the months of Nouember December & January last past did vpon the seas by force of Armes pirattically & ffeloniously seize & take seuerall smale English vessells wth their Compāyes belonging to his Maj^{ty} subjects of this Colony making prize of their Goods and in particular the barque Phillip & her Goods belonging to the late m^r John ffreake of Boston George maning being then master of her wounding the said maning & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity & the lawes of this Jurisdiction. to wch Indictment y^e prisone^r pleaded not Guilty & put himself on God & the Country for his trjall wth Indictm^t & euidences comitted to the Jury the Jury brought in their virdict they found him not Guilty

[26]

1675

John Thomas was brought to the barr and was Indicted by the name of John Thomas for not having the feare of God before his Eyes he together wth other his Complices sometimes in the months of Nouembe^r Decembe^r & January last past did vpon the seas by force of Armes piratticallly & feloniously seize and take seuerall smale English vessells (wth their Companies) belonging to his Maj^{ty}s subjects of this Colony making prize of their Goods and in particular the bareque phillip & hir Goods belonging to the late m^r John ffreake of Boston Georg maning being then master of hir wounding the sajd maning & his mate Contrary to the peace of our Soueraigne Lord the King his Croune & dignity & y^e laws of this Jurisdiction — to which Indictment y^e prisoner pleaded not Guilt[y] & put himself on God & the Country for his triall (wch Indictm^t & evidences was Comitted to the Jury that brought in their virdict they found him not guilty

John Thomas
Indictm^t

ffreed

It is ordered that John Roads Randall Judson Peter Grant & Richard ffouler being Condemned to suffer Death the time Appointed for their execution shall be on y^e 5th day next Come seven night being the first day of July presently after the lecture and warrants Issued out accordingly —

At A Court of Assistants or Admiralty held at Boston the 17th of June 1675

Vpon the Complaint of willjam measure of lyme in New England merchant exhibbited vnto this Court by his libell against Robe^t Haughton of Boston marriner & master of the Catch Hopewell This Court having heard & considered the pleas & evidences in the Case doe order & decree that Robert Haughton shall deliuer unto W^m Measure all his Apparrell and other Goods in his posession and pay & duely sattisfy unto the sajd measure or his Assignes the some of two hundred & ten pounds in lawfull money of New England And It is further ordered & decreed that the sajd W^m Measure shall pay all the seamens wages & Catch hire and victualls untill hir Arrivall in New England and the sajd master is to receive what freight is due for any Goods brought in the sajd Catch from Berbadoes to Boston & pay the Costs of the action in money the summe of sixe pounds thirteen shillings and officers fees and this to be a fynall Issue of the case —
E R S.

[27]

1675

Whereas John Bacon willjam Parsons Rob^t Brounsford Abraham Sanford Andrew Couzens & Nicholas Smith marriners exhibited to this Court theire libell & Complaint against John Bull master of the ship

Bacon: Parsons &
ag^t Jn^e Bull.

y^e Courts Decree
therevpon

Providence of lyme declaring that they were shipped by Walter Tucker (one of the Owno's of the sajd shipp) for a voyage from Lyme to virginea and from thence to lyme againe the Port of their discharge, and accordingly coming to virginia they could not obteyne Tobacco sufficient to load the vessell to Content of the master and Jn^e Smith merchant of the sajd ship wherevpon they the sajd master & merchant resolved for new England the Complaynants Complying therein being desirous to further the Concernes of the ownno's and are now come to Boston || where they Ap^hend their wages to be due it being || the second deliuering Port but the master denying the payment thereof, they doe Craue the Justice of this Court, that their wages may be pajd them or that the master be ordered to Giue them security for the payment thereof in England on demand; and also that they may be freed from the sd ship; or haue security for their wages for the time to come till they come to the Port of their right discharge —

The aboue named partjes appearing before this Court and hauing had libe^ty to present their full plea & euidence in the Case weh haue binn duely considered It is heereby Ordered & decreed that John Bull master of the sajd ship Providence shall Giue to the aboue named John Bacon w^m Parsons Robe^t Brounesford Abraham Sanford, Andrew Couzens and Nicholas Smith a Cirtifficat vnder his hand legally Attested declaring the time they haue served in the sajd ship in pursuance of their Contract wth their ouno's & Implojers and that their wages is due vnto this time weh being Accordingly performed by the sajd master then the sajd seamen are Ordered to proceed on their voyage on the same Conditions that they were first shipped vpon the Costs of this Court || to || be payd by the sajd John Bull i e forty six shillings: Cirtifficate was Giuen & signed by y^e sd Jn^e B[ou]ll & owned in Court & is on file —

Whereas Isaak Rand mate of the ship John & mary of London, Robe^t Kemp Carpenter, Henry Butterfield Gunner John Smart Quartermaster W^m Lock chirurgeon moses Patrick Robert Davis & James King all marriners of the sajd ship Exhibited a libell & Complaint

against John Smith me'chant and part Owno' of the ship John & Mary late of London Josiah Hare late Comand' This Court having heard & Considered the pleas & evidences in the Case doe order & decree that John Smith shall forthwith sattisfy unto the sajd persons before named in mony the sume of seventy nine pounds sixe shillings & six pence that is to say sixty one pounds sixe shillings & sixpenc for wages each man his proportion and for saluage of Goods eighteen pounds i e to Isack Rand sixteen pounds five shilling to Rob' Kemp fueteene pounds two shillings & six pence to Henry Butterfield nine pounds sixteen shillings to John Smart nine pounds two shillings & six pence To w^m Lock chirurgeon eleven pounds seven shillings & six pence To Rob' Daus six pounds sixteen shillings to moses Patrick six pounds seventeen shillings & to James King fower pounds in all seventy nine pounds six shilling & six pence and the sajd John Smith is to pay y^r Costs of Court & office's fees five pound fowe' shillings. —

[28]

1675

Att a Court of Admirality or Court of Assistants held at Boston 6th August 1675 —

In the Case of Thomas Moore mast' in behalfe of himself & the rest of the Owno^r of the Pink Supplie plaintiff by his libell & complant exhibited to this Court ag^t w^m may now master of the sajd Pinke defend^t the Court having duely heard & Considered the plea^s & evidences in the Case doe find for y^r defendt and order & decree y^t the plantiff pay the Costs of Court in all fifty nine shillings —

present y^r Go^{vt}no^r
 M^r Bradstreet
 Cap^t Gookin
 Major Dennison
 Rich. Russell
 Tho. Danforth
 Edw Ting
 W^m Stoughton
 Tho. Clarke
 — — — —
 Courts order &
 decree in Moore &
 May^r Case
 Execution Issued
 out for y^r Costs =

The Court having Considered the Complaint or libell of Phillip owen charls ffrost John Bell Arthur Richards & w^m maxfeild mariners of the ship George of London Derry ag^t Charls Newton part owno^r & James Gordon Agent & facto^r for Jarvice Ba[r]ty the other owno^r of the sajd ship doeth order and decree that the sajd Newton & James Gordon shall before the eleventh of this Instant August Giue security to the secretary or Clarke of this Court to the value of one hundred pounds that they shall sayle wth the sajd ship George from this port directly to London Derry in Ireland or otherwise to pay unto the sajd Phillip Owen & Company as aboue their wages to this day the some of

Courts order &
 decree in phillip
 owen Charls frost
 ag^t Newton & Gor-
 dons Case

fiuety pounds three shillings sixe pence mony being fowe' month and a halfe ending August the 7th inst to be divided amongst them according to their seuerall pro * proportions and In Case the deffendants shall pay the plantiffs their wages then the said Plantiffs are ordered to Continue in their service in the said ship Prouided their voyages be only to lawfull Ports and that they be not kept out aboue one yeare from their first setting forth from London Derry and that the defend^{ts} pay the Costs of this Court & officers ffes which came to forty eight shillings besids y^e seamens Costs —

Thomas Mitchell & Edward Vring being bound ouer to this Court to Ans^r for their seuerall misdemeano's in their being & seeming concurrence wth John Roads & the rest of the Pyrates were Called and Appearing The Court hauing heard & considered their pleas & euidences presented doe sentence the said Thomas michell to make & pay treble sattsifaction to m^r George munjoy for the fowe' sheepe stolne i e nine pounds twelve shillings & that both the said mitchell & vrin be whipt wth twenty stripes a peece & dischardgeing their fees standing Comitted till this sentence be performed

Courts sentence of
vring & mitchell

[29]

1675

Vppon a Complaint of Robe't Haughton of Boston marriner master of the late Catch called the Hopewell exhibbited to this Court by his libell against willjam measure merchant in an Action of the Case for breach of charter party. This Court hauing heard & considered the pleas & euidences in the Case doe order & decree that the plaintiff pay the deffendant his Costs of Court & the office's ffes:

Vpon a Complaint of Robert Haughton of Boston marriner master of the Catch Hopewell plaintiffe by his libell exhibbited to this Court against w^m measure merchant deffendant in an Action of Revejw of the Judgment & decree of this Court in June last The Court having heard & Considered the pleas & euidences & Refferred it to Audito's who haue made their returne wch this Court Approoves of and doe order and decree that the defendant pay unto the plaintiffe one hundred fiuety fowe' pounds fowe'teen shillings & one penny and his Costs of this Court & office's fees : —

Execution Issued out
y^e 18th Inst

this Court is dissolved

* The Secretary evidently neglected to cancel the "pro."

Att A Court of Admiralty or Court of Assistants held at Boston the 30th of August 1675

In the Action brought before this Court between Jn^o Toton of Rochell chirurgeon by his libell Complayning against Thomas Patten of Boston merchant as to his wages as Pylot for fowe^r months certeine after five pounds ꝑ moneth and for fower barrells of Brandy and for one eighth part of the Cargoe. = After the Court had heard & Considered the evidences produced doe Judge order and decree that the sajd Thomas Patten satisfy & pay vnto John Toton for his Pilotage fueteen pounds money [he having received five pounds in france] † and for what is vnpayd him for his Brandy thirteen pounds fowe^rteen shillings in money and for his owne eighth part of the Cargoe one hundred and ten pounds in all one hundred thirty eight pounds, a twelve shillings & fowe^r pence Costs of this Court and office's ffees six pounds twelve shillings & fowe^r pence and for m^r Bayly^r concernes ‡ the Court sees no Cause to medle w^h that =

This Court is dissolved

present
the Go^{vt}
dep^t Go^{vt}
Symon Bradstreet
Daniel Gookin
Daniel Denison
w^m Hawthorn *
Rich. Russell
Tho. Danforth
Edw Tyng
w^m Stoughton
Tho Clarke
— — — —

} Esq^r.

Courts decree in
Toton^r Case

Execution Issued out
the 9th Septemb
1675 : & returned

[30]

1675

Att a Court of Assistants held at Boston 7th September 1675

The Grand Jury brought in their Indictments & presentments

1st Ju. Henry Dow plant Attorney & in behalfe of the Toune of Hampton agt Nathaniel Boulter || Attorney to Jn^o Huggens || defendant After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their Virdict Confirmation of the Judgm^t of Salisbury Court the land in Controuersie & Costs of Courts. =

present
Jn^o LeDet Esq Go^{vt}
Sam Symonds Esq^r Dep^t
Go^{vt}
Symon Bradstreet
Daniel Gookin
Daniel Dennison
Richd Russell
Tho. Danforth
W^m Hathorn
Edward Tyng
w^m Stoughton
Thomas Clarke
— — — —

} Esq^r.

persons Returned to
serve on y^e Grand
Jury & Sworne

— — — —
m^r w^m Parkes
w^m Needom
Samuel Sendall
John Conney

* The two carets are in the original and probably indicate that Hawthorn's name should come after Danforth's. † In brackets in the original. ‡ Written over the word "demands."

Francis Douse
 Giles Pason
 Jn^e Smith
 Timothy mather
 Joseph Lynd
 Jn^e Heyman
 Jonas Clarke
 Tho^s Fox
 Jn^e Coolidge
 Eli[s] Baron
 — — — —
 persons to serve on
 y^e Jury of trials for
 life & death Ap-
 peales & Returned
 & sworn 1st Jur were

— — — —
 Left Ellsha Hutch-
 inson

Samuel walker
 Thomas moore
 Zeckaryah Long
 Jn^e Knight
 Nicholas Clap
 Timothy Tyleston
 Jno Hennoway
 Richd Norcross
 Robert Herrington
 w^m Dixon
 Noah wisewall
 — — — —

Jno Thaxter in som
 Cases instead of Ric:
 Norcross
 — — — —

2^d Jur Elisabeth Smith widdow relict of francis
 Smith plant agt w^m Hudson defend^t in an Accon of
 Appeale from the Judgment of the County Court in
 Boston in Aprill last After the Attachment Courts
 Judgment Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury &
 are on file wth the Reccords of this Court
 Exec. Issued out the Jury brought in their virdict the
 20 Sept 77 Jury finds for y^e plaintiff Reuersion of
 the forme^r Judgm^t & Costs of Courts twenty six
 shillings

Edward Richards plaintiff ag^t Left Thomas Put-
 man deffendant in an Accon of Appeale from the
 Judgment of the County Court at Salem after y^e
 Attachm^t Courts Judgment Reasons of Appeale and
 evidences in the Case produced were read Comitted to
 the Jury and are on file wth the Reccords of this
 Court the Jury brought in their virdict they found for
 the plaintiff Reuersion of the former Judgm^t & Costs
 of Courts

Richd Dumer plaintiff ag^t Capt w^m Gerrish Jo-
 seph Hills Jn^e Knight & Sam P[lum]er deffendants in an Accon of
 Appeale from the Judgment of the County Court at Salem After the
 Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on file the Jury brought
 in their virdict they found for the plaintiff reuersion of the former
 Judgment & Costs of Courts three pounds.

Joshua Atwater plaintiff in an action of Appeale from the Judgm^t
 of the County Court at Boston ag^t Jn^ethan Balston deffendant after the
 Attachment Courts Judgment Reasons of Appeale & evidences in the
 Case produced were read Comitted to y^e Jury the plaintiff wthdrew his
 Accon wth y^e Courts Consent & y^e deffend^t

Robert Sandford plaintiff against Nathaniel Putman deffendant in
 an action of Appeale from the Judgment of the County Court at Salem
 After the Attachment Courts Judgment Reasons of Appeale & eui-

dences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Cour[t] the Jury finds for the plaintiff reuersion of the former Judgment and finde the brooke the bounds of Sandfords land as farr as that || wch || was Skeltons land lyes ag^t it & the land in Controuersy to be Sandfords = wth Costs of Courts fue pounds two shillings & fowe^r pence

Execution
Issued out
4th Octo^r 75

[31]

1675

Sampson Sheaffe plaintiff on Appeale from the Judgment of the County Court at Boston in Aprill last ag^t Rich Collecot Assignee of Left Richard Cooke in behalf of Rebeckah Hunkin defendant After the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the forme^r Judgment & Costs of Courts =

The name of those
returned to serve on
y^e 2^d Jury for trials
of Appeales & for
life limbe & banishm^t
& sworne were

— — — —
m^r Jn^e Frost
w^m Harris
James Blake
Peter Lyon
Sam Stone
Jn^e Spring
Gregory Cooke
Georg Woodward
Jn^e Holbrooke
Nathani Homes
Rich. Martyn
Giles fifeld =

— — — —
Jacob Jenson in
Stones Rooome in
Ben Gibbs Case &c

Jn^e Gold plaintiffe ag^t Nathaniel Putman in an Action of Revejw on Appeale from the Judgment of the County Court at Salem after the Judgment Reasons of Appeale & evidences produced were read Comitted to the Jury & are on file the Jury brought in their virdict (the Attachm^t of Ipswich Court last not being produced & found) they found for y^e deffend^t Costs of Courts

Jno woodmannsey plantiff ag^t Tho Joy deffendt in an action of Apeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts = m^r woodmansey in open Court || declared that he Attainted the Jury & declared he doubted not but he would || ~~in Reference to Errors he said he would prove~~ = || error ag^t the Jurors || and the said Jn^e woodmansey acknowledged himself bound in fue hundred pounds to the Treasurer of the Country & to his successors &c and w^m Rawson and Timothy Batt his sue'tyes alike acknowledged themselues heires executo's &c

Woodmansey ag^t
Joy

bound in two hundred & fiftety pounds a peece to the said Trespere of the Country Rich^d Russell Esq^r & to his successors on Condition that the said John woodmansey shall prosecute his Attaindure at the next Court of Assistants to effect according to law. — as Attests Edw. Rawson Secrety.

Garlands judgm^t Jn^o Garland & Elisabeth his wife plantiff on reu^{er}
Appeale from the Judgment of the County Court last at Salisbury After the Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plantiff reuersion of the former Judgment —

Francis waynwright plantiff against Jn^o Pickering
wainwright ag^t Pickering
ing deffendant in an action of Appeale from the Judgment of the County Court held at Douer Francis wajnwright being three times called both he & y^e deffendt made their default (It being s^d they were Agreed):

Jn^o Smith merchant plantiff ag^t Isaack Rand & Company deffndts in an Ac^{on} of Appeale from the Judgment of the County Court at Boston. After the Attachm^t Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury & are on file they brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts fower pound & two pence

Nehemiah Patridge plantiff ag^t Francis waynwright deffnd^t in an Ac^{on} of Appeale from the Judgment of the county Court at Douer After the Attachment Courts Judgment Reasons of Appeale & euidences in the Case produced were ~~read comitted to the Jury & are on file wth the~~ the plantiff & deffendant being three times Called made their default

[32]

1675

1st Jur: Thomas Harris plantiff ag^t Rich^d Chick defendant
Harris ag^t chick c^r as Attorney to George Greeneoway in an action of Appeale from the Judgment of the Comissione's Court In Boston After the Attachment Courts Judgment Reasons of Appeale and euidences in the Case produced were read Comitted to the Jury & are on file wth

the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the form' Judgment & Costs of Courts

Andrew Clark plaintiffe against John Nicholls deffndt in an action of Appeale from the Judgment of the County Court in Boston in Aprill last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgment and Costs of Courts forty one shillings & six pence

1st Jur
Clark ag^t Nicholls
Execution Issued
out

Anthony Cheeckley plaintiff ag^t Jabez Salter deffndt in an action of Appeale from the Judgment of the County Court in Aprill last after the Courts Judgm' Attachm' Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Court

1st J:
Cheeckly ag^t Salter
Execution Issued
out 4th of october
1676

Tho. Bishop plaintiffe against John Gold deffndt In an action of Appeale from the Judgment of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the form' Judgment & Costs of Courts three pounds thirteen shilling & five pence.

2^d Jur
Bishop ag^t Gold
Execution Issued
out for y^e bill of sale
& 3 13 5 Costs
14 December 1683

Samuel Bishop plaintiffe ag^t Jn^o Gold deffendant in an action of Appeale from the Judgments of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiffe reuersion of the former Judgment & Costs of Courts three pounds fower shilling & six pence

Samuell Bishop ag^t
Gold
Tho Bishop his
Attorney engag^d
for y^e [charges?]

Wells ag^t Batt Tho wells plaintiff against Timothy Batt defendant in an action of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the defendant Confirmation of the former Judgm^t & Costs of Courts twenty six shillings & sixe pence

[33]

1675

Hudson ag^t Leff Capt w^m Hudson plaintiff ag^t Hudson Leueret
Judg^t 102. 7. 2^d vide defendt in an action of Appeale from the Judgment
County Courts Judg^t of the last County Court in Boston after the Attachm^t
Courts Judgment Reasons of Appeale & evidences in the Case produced were read comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgement & Costs of Court forty-three shillings & 10^d

Wharton ag^t Joy Richard wharton plaintiffe ag^t Joseph Joy Assignee of Tho Joy defend^t in an Acc^{on} of Appeale from the Judgment of the County Court at Boston after the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the form^t Judgm^t & Costs of Court fuetuety-two shillings & a penny :

Greenleafe ag^t Gilbert Enock Greenleafe plaintiffe ag^t John Gilbert
Execution Issued out deffend^t in an action of Appeale from the Judgment
abt 30th Sept 1675 of the County Cour^t in Boston in Aprill last After
the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiffe reuersion of the form^t Judgment & Costs of Court twenty eight shillings & sixe pence —

Gifford ag^t Hathorne Jn^o Gifford plaintiff ag^t Jn^o Hathorne deffendant
in an action of Appeale from the Judgment of the County Court at Ipswich. After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this

Court the Jury brought in their virdict they found for y^e deffendant
Confirmation of the former Judgmen^t & costs of Courts

John Gifford plaintiff ag^t John Hathorne deffend-
ant in an action of Appeale from the Judgment of the
County Court at Ipswich After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case produced were
read Comitted to the Jury & are on file wth the Reccords of this Court
the Jury brought in their virdict they found for the plaintiff Reuersion
of the former Judgment & Costs of Courts = forty two shillings and
eight pence

Gifford ag^t Hathorne
executi: Issued out
12 July 76: =

John Gifford plaintiffe against John Hathorne
deffendant in an action of Appeale from the Judg-
ment of the County Court at Ipswich After the At-
tachment Courts Judgment Reasons of Appeale &
evidences in the Case produced were read Comitted to
the Jury & are on file wth the Reccords of this Court
the Jury brought in their virdict they found for the plaintiff Reuersion
of the forme^r Judgment & Costs of Courts = three pounds fowe^{te}en
shillings & six pence

|| in behalf of his
wife ||
Gifford ag^t Hathorne
|| in 3^d action of Bat-
tery = ||
Executi Issued out
12 July 76

Jn^o Gifford plaintiff ag^t Jn^o Hathorne deffendant
in an action of Appeale from the Judgment of the
County Court at Ipswich After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury & are on file
wth the Reccords of this Court the Jury brought in their
virdict they found for the plaintiff reuersion of the forme^r Judgment &
Costs of Courts three pounds eight shillings

|| in behalf of his
wife ||
Gifford ag^t Hathorn
|| in y^e Action of
slander || Exec. Is-
sued out 12 July 76
for 8^{li} 8^s:

Benjamin Gibbs plaintiff ag^t Rouland Gideon &:

*Baruch deffend^t in an action of Appeale from
the Judgment of the County Court in Boston After the
Attachment Courts Judgment Reasons of Appeale & evidences in the
Case produced were Read Comitted to the Jury and are on file wth
the Reccords of this Court the Jury brought in their virdict they
found for the deffendant confirmati[†] of the f^orme^r Judgment & Costs
of Courts

Gibbs ag^t Gideon
execution Issued out
but satisfied wthout

* This space left blank in the original.

† Intended for "confirmation."

[34]

1675

Leffot ag^t Briggs Hudson Leueret plantiffe against Abraham Briggs || Assignee of Jn^o Gifford || deffend^t in an Action of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plantiff forty seuen shillings abated of the former Judgm^t & Costs of Courts =

Gibbs ag^t whetcombe Benja: Gibbs plaintiff ag^t Josiah whetcombe Assignee of Joseph watters defend^t in an action of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury who were seu^ll times sent out =_A

Courts sentenc & Jug^t ag^t Samuel Guile Samuel Guile of Hauerill being Comitted to Prison in order to his tryall for Comitting a Rape was presented & Indicted by the Grand Jury _A was brought from the prison to the barr where holding vp his hand was Indicted by the name of Samuel Guile for not hauing the feare of God before his eyes & being Instigated by the diuill did on or about the 25th day of December last in the woods violently & forcibly seize on & Comitt a rape on the body of Mary Ash the wife of John Ash of Amesbury Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction = to which he pleaded not Guilty and put himself on God & the Country = After the Indictment & evidences were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in y^eir virdict they found the prisone^r at the barr Guilty & he accordingly had sentenc pronounc^t ag^t him yow Sam Guile are to Goe from hence to y^e place from whence yo^r came & thence to y^e place of execution & there || be || hang^d till yow be dead e^r wech was accordingly donn 16 october 1675. =

Costs to y^e wittnesses 6. 18

Sixe pounds eighteen shillings allowed for y^e Tresurer to pay newbery men as witnesses out of the estate of sajd Guile in his power as also out of y^e same estate to pay unto Mary Ash five pounds =

Recompens to Mary Ash 5^l

Dorothy Jones being Comitted to prison in order to hir tryall was brought, the barr & being presented and Indicted by the Grand Jury holding vp hir hand at the barr was Indicted by the name of Dorothy Jo[a]nes for not having the feare of God before hir eyes & being instigated by the diuill did murder the late Edward Lewis a lodger in hir house some times in January or february last Contrary to the peace of ou' Soueraigne Lord the King his Croune & dignity the lawe of God & of this Jurisdiction the Jury after perusall of y^e Indictment & evidences in the Case produced brought in their virdict they found hir no^t Guilty

Dorothy Jones
Indictm^t

Maurice Bret being in like manner Comitted to Prison was brought to the barr & holding vp his hand was Indicted by the name of maurice Brett of Boston for not hauing the feare of God before his eyes & being instigated by the Divill did in the house of morgan Jones or elsewhere murder the late Edward Lewis a lodger in the house in or about January or february last Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & this Jurisdiction — after y^e Indictment & evidences were Comitted to y^e Jury & the Jury brought in their virdict they found y^e prisoner at the barr not Guilty

Maurice Brets In-
dictm^t

At this Court obadiah Walk^r was bound o^u & Acknowledgd himself bound in fwe hundred pound & m^r Hezekiah Vsher & Arthur mason acknowledged themselues bound in two hundred & fweety

[35]

1675

Zeckariah Crispe being Also Comitted to the prison as Jones & Bret was brought to the barr was Indicted by the name of Zekariah Crispe of Groaten for not hauing the feare of God before his eyes & being Insticated by the Divil did in the house of the late morgan Jones or elsewhere in Boston murder the late Edward Lewis a lodger in the house in or about January or february last contrary to the peace of our Soueraign Lord the King his Croune & dignity the lawes of God & of this Jurisdiction. the Indictm^t & evidence alike Comitted to y^e Jury who brought in their virdict they found the prisoner not Guilty. —

Zeckariah Crispe
Indictment =

This Court was Adjourned to 21 Instant —

present
Jn^r Leueret Esq^r
Go^o
Sam Symonds Esq^r
dept^r Go^o
Symon Bradstreet
Rich^d Russell
maj^r w^m Hathorne
Edward Tyng
w^m Stoughton
Thomas Clarke
— — — —

Att A Court of Admiralty or Court of Asistants
held at Boston 13th of septemb^r 1675

In the Case betweene mathew Johnson & Henry Tickner plaintiff in behalfe of the owno's of the ship Doue ag^t Robert Cannon deffendant brought to this Court by their petiçon & libell against the sajd Cannon The Court having heard & considered the case & euidences produced doe order and decree that the said Robert Cannon shall forthwith deliuer the sajd ship Doue with all hir tackle Apparrell & Appurtenances together wth all the Cargoe belonging to the sajd Ouno's vnto the sajd Mathew Johnson & Henry Tickner and also pay them in mony two hundred & eight pounds vpon receipt whereof they shall Giue unto the sajd Robert Cannon a receipt and discharge for the same And that the sajd mathew Johnson & Henry Tickner shall pay & sattisfy the sajd Cannon his wages after the Rate of sixe pounds mony p^r moneth to this day and also secure him the sajd Cannon from the seamens wages that is due to be pajd them — the Sajd Cannon paying the charges of this Court fise pounds & officers ffes wth costs of Court in all seuen pounds fueteen shillings & sixe pence

The Court ordered the dep^r Go^ono^r & majo^r Hawthorne should pay as a fine fise shillings apeec for their departing the Court wthout leaue

Also m^r Ting was fined twelue pence for his Absenc from y^e Court after dinner

The Court was Adjourned to the 21th Instant Septembe^r 1675 at wth time A Grand Jury was to be sumoned in order to the trjall of seuerall Indians sent doune from marlborough & Lancaster by Cap^t mosely being vehemently suspected to haue a hand in y^e murder of those at Nashaway

present
Jn^r Lette^r Esq^r Go^o
Sam Symonds Esq^r
dept^r Go^o
Symon Bradstreet
Dani Gookin
Dani Dennison
Rich^d Russell
Tho Danforth
w^m Hathorne

Att An Adjournement of y^e Court of Assistants
held at Boston || & 18 Sept 75 thenc adjourned [to ?] ||
21 : September 1675

Att this Court Capt mosely^r lette^r and Account was Read wth the euidences produced ag^t *
Indians he tooke at marlborow & were trjed according
A their se^{ll}l Indictments

* This space left blank in the original.

John Indian was Indicted by the name of Jn^o Indian belonging to marlborow for that he not having the feare of God before his eyes & being instigated by the divil did wth seuerall Indians at Lancaster at or about the 23 of August last murde^r or was Confederat wth seuerall Indians as an Ab-bettor or Concealer of the murther of the Inhabitants of the_A Lancaster wth one of this Colonjes souldjers named w^m ffagg * contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction the prisonr was brought to y^e barr pleaded not Guilty put himself on tryall by God & the Coun-try the pleas & evidences were Comitted to y^e Jury who brought in their virdict they found y^e prisoner at the barr not Guilty according to Indictment

Edw^d Tyng
W^m Stoughton
Tho clarks
— — — —

persons Returnd to
serve on y^e ||Grand||
Jury were sworne
o^u leave

[36]

— Joseph Spoonhaut Indian was alike Indicted — put himself on like tryall pleas & evidences in the case p^oduced Comitted to y^e Jury who brought in their virdict they found him Guilty of Confederacy And if Samuel Scripture^s testimony of the prison^s owning of y^e fact be one legal evidenc they found him Guilty of murder = The Court ordered him to be sent away =

Grand Jury
M^r John Saffyn
Jn^o Tappin
W^m Ingram
Jn^o Trumble
Tho Jenner
Jonas Clarke
Pyam Blowers
Richard Hall
Tho Lake
Symon Stone
Samuel Starne
Isaack Johnson
John Weld
— — — —

Litle Jn^o Indian y^e Came as a messeng^r from
† being prooved to be a murde^rer of the English
in y^e warr was Condemnd to be hangd & was executed
accordingly =

y^e Jury for Trials
were as in Sep^r
Court
M^r Jn^o ffrost
W^m Harris c^r
— — — —

— Revp Indian of s^d marlborow was Alike In-dicted put himself one like tryall c^r = the Jury brought in their vir-dict they found him not Guilty

— mampaus nackosut Indian was alike Indicted put himself on like tryall c^r the Jury brought in their virdict they found him not Guilty

— James Aliass Acompanu^s Indian was alike Indicted put him-self on like tryall c^r the Jury brought in their virdict they found him not Guilty

* Flag? See Bodge's "Hist. of King Phillip's War," p. 352.

† Blank in the original.

— John Alias Anusquenu' Indian was alike Indicted put himself on like tryall & the Jury brought in their virdict they found him not Guilty —

— Peter aljas Paguskmēut Indian was alike Indicted put himself on like tryall & the Jury brought in their virdict they found him not Guilty

— muckscumpey Indian was alike Indicted put himself on like tryall & the Jury brought in their virdict they they found him not Guilty

— Jn° Alia' Mucksumquenut Indian was Alike indicted put himself on like tryall & the Jury brought in their virdict they found him not Guilty.

— Thomas Alia' mumucksuncasusucquate' Indian was alike Indicted put himself on like tryall & the Jury found him not Guilty —

— James nanapatu was alike Indicted pleaded alike not Guilty put himself on tryall on the bench: who perving the evidences produced ag' him (by Cap' ffishe' & Left way Appointed Attorney' by y^e Court on behalf of the Country to Implead him & the Rest) saw Cause to acquitt & dischardg him

David Indian & Phillip' man was ordered to be sent away by the Treasurer of the Country —

The Court ordered old Jethro Indian for his abusive speeches to be whipt And that he & the rest of the Indians aboue named Acquitted by y^e Jury shall be dischardged & sent for y^e end by Jn° Watson to Cambridg Prison & warrant Issued out to Jn° Watson to Conduct the said Indians to the keep^r of the prison at Cambridge and from him to take & Conduct them to natick to waban the Rule' of natick by him to be releast only whipping or Causing Jethro to be whipt wth thirty stripes for his wicked speeches vttered by him in m^r willurds yard at Groaton for wch he is Convicted

In the Case of Jn° ffoster accidentally dischardging gun[s] at foules on y^e neck thereby wounding Samuel fflocks son so as he djed the Court sentenct him to pay the fathe' of the boy tenn pounds and to pay tenn more as a like fine to the Country. wch was declard

and on his humble peticon the Court saw Cause to Remit five pounds of the Country' fine —

[37]

1675

The Court Judged it meet to ffine Jacob Jesson the sume of tenn pounds mony for his Contemptuous Carriage in the Court in obstructing the eleven of the Jury dissenting from them from tyme to tyme & not Giving the Court a sattisfactory Reason —

Mr. Jacob Jesson
and ten pounds for
obstructing y^e Jury
c^r

Att A Court of Admiralty or Court of Assistants held at Boston 1st of october 1675

The Court on pervsall of the libell of m^r Thomas Russell & m^r Jn^o Phillips plaintiffs against m^r John Patten as he is Agent factor or Assignee of Jn^o Bayly merchant finding the plaintiffs haue missed it as to their missing * it as to their returne nothing Appeared to be secured the Court Ordered the plaintiffs to pay y^e chardg of the Court & office's ffees. y^e deffend^{nt} making default by not appearing when called The Court on y^e Requests of the plaintiffs doe Judge meet to grant them another Court of Admiralty to be held in Boston on the seccond day next fowe'th Instant. —

present
Jn^o Leueret Esq^r Gof^r
Symon Bradstreet
Daniel Gookin
Rich^d. Russell
Edward Ting
w^m Stoughton
Thomas clarke
— — — — — } Esq^{rs}

Att A Court of Admiralty or Court of Assistants held at Boston 4th octobe^r 1675

The Court after the due pervsall of the libell & Complamt of Thomas Russell & Jn^o Phillips of charls-Toune merchants Complayning of & Aganst Jn^o Patten merchant as he is Agent factor partner or Assignee of Jn^o Bayly of Rochell in ffrance merchant together wth the evidences in the Case produced doe find for the deffend^t and doe order & decree that the plaintiffs pay the sajd Costs chardg of this Court & office's ffees —

present
Jn^o Leueret Esq^r Gof^r
Symon Bradstreet
Dant Gookin
Rich^d Russell
Tho Danforth
Edw Tyng
Thomas Clarke
— — — — — } Esq^{rs}

Att A Court of Assistants or Court of Admiralty Called by the Go^uno^r & Council & held at Boston the nineteenth of November 1675 —

In the Case brought to this Court by John Grafton exhibbiting his libell & Complaint against Lawrenc Zackariah s[hi]ce a dutchman master of

present
Jn^o Leueret Esq^r Gof^r
Symon Bradstreet
Daniel Gookin
Rich^d Russell
Tho. Danforth
Edw^d Tyng
Tho^r Clarke
— — — — — } Esq^{rs}

* "it as to their missing" appears to be superfluous.

a Catch now called the Hopewell formerly the nightingall the said s[hi]ce Appeared & denyd that he was master of the said Catch and that he would stand to the Tryall of the Case Affirming that he Could & would produce Judication for hir and in open Court owned the said Catch formerly to belong to the said John Grafton and was then Called the Nightingale so the Case proceeded And after the evidences produced the said * w^m Demeire declaring that his originall Judication was in his Fathers Custody at New Yorke and desired that he might haue time allowed him to produce it on Consideration whereof The Court declared that no ffynall decree should passe about it till the next Court of Assistants being the 1st tuesday in march next to be held at Boston that he had his request Granted him any time betweene this & that to produce his Judication to the said Court Giving sufficient bond wth sue'tjes to the Treasurer of the Country to the double value the said Catch shall be vallued at Jointly & seuerally that he shall then appeare and

[38]

1675

persons Returnd to
serve on y^e Grand
Jury & sworne were
m^r Tho Brattle
Joseph Cooke
Jonah Clarke
Richd wooddy
Abell Porter
Theophilus ffrary
Sam^r Shrimpton
Jn^e Peirpoint
Hugh Clarke
Jn^e Edy
Tho Hastings
Richd Leeds
w^m Pond
Edw Carrington
w^m Johnson

persons Returnd &
servd on the Jury of
tryalls
Left Richard way
John Greene
Tho Parke
Nath Dauenport
James Brayden
Tho Berry
John Stebbins
John Newell

abide by, & Respond the Judgment & decree of that Court of Admiralty relateing to the said Catch and the Case to Continue to that time. —

maurice Brett was Indicted by the name of Maurice Brett now of Boston for not hauing the feare of God before his eyes being instigated by the diuill did on the † day of † last Comitt Adultery wth mary Gibbs contrary to the peace of ou^r Soueraigne Lord the king his Crowne & digniye the lawes of God & of this Jurisdiçion To wch Indictment he pleaded not guilty put himself on trjall on God & the Country After the Indictment & evidences in the Case produced were read Comitted to the Jury the Jury brought In their virdict they found him not legally Guilty but Guilty of very filthy carriage & The Court Considering the Case sentenct him to goe from hence to y^e prison & thence to be Carrjed to the Gallows & there wth a Roape about his necke to stand half an hower & thenc tjed to the Carts taylor & whipt

* W^m Demeire not mentioned before in the record.

† Blank in the original.

seuerely wth thirty || nine || stripes and that he be banished this Jurisdiction & kept in prison till he be sent away paying the prison chardges \wedge he is dischardged

Nath Coolidge
Jn^r B[ruseo]
Richd Leadbetter
obadiah Hawes
John Smith

Mary Gibbs the wife of * Gibbs of Boston for y^e same fact was alike Indicted \mathcal{C} and found \wedge had the like sentenc banishment excepted —

John weave^r was Called & none Appearing to prosecute him for wounding Cole paying the keepe^r's due^r was dischardged

Georg Robbins & Jn^r Largin being both Indicted & not found Guilty of killing y^e Indians were bound ouer to the next County Court at Cambridg in Aprill next to Ans^r for their wounding of the Indians vnder the Courts protection Giving their oune bonds so to doe All the evidences in yr Case Returned to that Court —

In the Case of maurice Brett for his Contemptuous Carriage Confronting the sentenc of this Court was sentenct to stand in the pillory on y^e morrow at one of y^e clock his eare nayld to ye pillory & after an howrs standing there to be cut of & to pay twenty shilling for his swearing or be whipt wth ten stripes

Jnthan Crispe & John Barrat in fforty pounds apeece wth their sue^tj^{es} in 20^u apeece Cap^t Sam Addams solomon Keys to the Tresurer of y^e Country that they shall appeare Attend the Court & Abide their Judgment at y^e Courts Adjoⁿm^t

Jn^r Parke^r was alike bound in forty pounds wth James Con^us & Tho Parker his surtyes to the Tresurer of the Country on Condi^on that he also abide the order & sentence of the Court \mathcal{C} —

In Ans^r to the Humble petition of maurice Brett Humbly beseeching y^e Courts favo^r \mathcal{C} the Court Remitted y^t pt of y^e sentenc of nayling & Cutting of his eare

This Court is Adjourned till the 30th Instant at nine of y^e clocke & thence to the 4th december 1675

* This space left blank in the original.

Jn^o Parker Jonathan Crispe & Jn^o Barrat The
 The Court mett at y^e Court orde's yo^r to Repaire home & to Appeare at the
 time = 4 Dec, 75 Randevous at dedham wednesday next at eleven of
 the clocke euery way fitted & Compleatly Armed and furnished with
 clothes and to march forth wth the forces. —

[39]

1675

present
 The Go^ono^r
 m^r Bradstreet
 Cap^t Gookin
 m^r Russell
 m^r Danforth
 m^r Ting
 m^r Tho Clarke
 — — —

Att A Court of Admiralty or Court of Assistants
 Called & held at Boston 16 Dec 1675

In the Case brought to this Court by the libell &
 Complaint of Nicholas Skinner master of the ship
 Doue in behalfe of himself & Company against the
 sajd ship Doue nicholas mould^r p^t o^uno^r of the sajd
 ship & James Loyd his Assignee deffend^t for wages
 for himself sajd Skinner & Company & expences layd out on sajd ship
 — This Court finds for the plaintiffe and orde's & decrees that the
 deffendant pay unto the plaintiff the sume of two hundred sixteene
 pounds nine shillings & fowe^r pence damage in mony & costs of this
 Court three pounds sixteen shillings —

In the Case of James Elson master of the ship Blessing in behalfe
 of himself & his o^uno's of sajd ship plaintiffe against m^r Richard
 wharton deffend^t brought to this Court by his libell & Complaint The
 Court duely Considering the pleas & evidences in the Case produced
 doe orde^r & decree the plaintiff to pay the deffendant the Costs of this
 Court — fowe^rteen shillings

This Court is dissolved

present
 Jn^o Leueret Esq^r Go^o
 Sam Symonds Esq^r
 dep^t Go
 Symon Bradstreet
 Daniel Gookin
 Daniel Dennison
 Symon Willard
 Rich. Russell
 Tho Danforth
 Edw^d Tyng
 w^m stoughton
 Tho Clarke
 — — —

persons Returnd to
 serve on ye Grand
 Jury =
 — — —

Att A Court of Assistants held at Boston the
 7th of march 1675/6.

at this Court w^m Demeire appeared by his
 ffather Nicholas Demeire as did John Grafton by
 his Attorney Anthony checkly according to the
 Court of Admiralty in Nouembe^r last Adjourn^t and
 after the evidences in the Case produced were
 Read & p^rvsed the Court declared they found for
 the Deffend^t m^r Demeir originally Costs of Court
 fowe^r pounds seventeen shillings & sixepence

In the Case of Attaynt depending betwixt m^r John

Woodmansey plaintiffe and m^r John ffrost foreman in behalfe of y^e Jury of Appeales deffendant after the Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to y^e Jury & are on file the Jury brought in their virdict they found for the plaintiff allowing full damage or Costs of Court to the originall suite as the law for Attaints provides and Gaue in their Reason because we find one hundred forty seuen pounds seven shillings and eight pence of Tho Joys charge given him for which ther^e no prooffe but his oune oath 2 ly because the Jury Attainted haue Given the said Joy three hundred forty fower pounds seventeen shillings & eight pence which is not only more debt then is legally proved but obleidged to be paid in prouissions a species not sued for & for the two hundred thirty seuen pounds fiuteen shillings which is plainly due by m^r woodmancy^e acknowledgment it concernes not this Jury it being a distinct Case from that Comitted to us wee being only obleidged to Attend that Case that m^r woodmansey is bound to prosecute which is the Jury^e Atteint not the debt to Tho Joy — Thomas Broughton foreman of y^e Jury

w^m Parks
Tho weld
w^m Johnson
w^m Dady
Rich. Robbins
John Greene
Henry Bright
Elliz Barron
Jer. ffitch
Joseph How
Tho watkins
Edw^d Grant
Theoder Atkinson
Rich^d Leeds
W^m Sumner
— — —
no work Appearing
they were dismist

[40]

1675

James Elson master of the ship blessing plaintiff ag^t m^r Rich^d wharton & m^r Thomas Bendish deffend^{ts} in an Acton of Appeale from the Jury^e & Courts Judgment — virdict — in the last County Court in January last ~~er~~ after the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts

W^m Cogswell plaintiff against John Cogswell in an Acton of Appeale from the virdict of y^e Jury & County Courts Judgment at Ipswich After the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation

persons Returnd to
serve on the Jury for
trjalls of Appeales
~~er~~ sworne
were — — —
— — —
1st
m^r Thomas Brough-
ton
~~Phillip Seale~~
Joseph Wise
Nath: Seavor
Sam Douse
Walter Hastings
Tho Langborne
Tho fflagg
W^m Gibson
Nath Blage
Anthony Heywood
Nath Byfeld
James ffoster
— — —
person Returnd to
serve on y^e second
Jury & sworne were
— — —
m^r John Phillips

Phillip Searle
Jn^r Chandler
Tho Chadwell
Rich^d Eccles
Andrew Boardman
Jn^r Sawin
Nath Thayer
phasant Eastwick
Steven Burton
Nath Clap
James Taylor
— — — —

of the former Judgment & Costs of Courts and also the said plantiffe Giue a Just & legall accompt to the deffendant as sued for at or before the sixteenth of June next ensuing vpon the poenalty of the sume of three hundred pounds = costs fueti fowe^r shillings & two pence

Samuel & margaret Bishop executo^r & executrix to the late Thomas Bishop plaintiff against Francis wainewright deffend^t in an action of Appeale from the Judgment at y^e last County Court at Ipswich = After the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts thirty seuen shillings one penny

exec Issued out &
Returnd on file in
y^e Case

Richard wooddy plaintiff in an action of Appeale Ag^t John Harrison sen^d deffend^t from the Courts Judgment in January last in Boston. After the Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are Remayning on file with the Reccords of this Cour^t the Jury brought in their virdict they found for the plaintiff A reuersall of the forme^r Judgment wth two shillings damage and Costs of Courts five pounds & three pence and the Highway sued for to be as formerly

James floord being bound ouer to this Court to Ans^r for his driving ~~ouer~~ a Cart ouer Abigaile King that the child died After the Court had duely Considered the Case sentenct him to pay the fine of five pounds to the Country & five pounds mony to Its fathe^r Samuel King :

[41]

1675

Richard Scott was Called the evidenc ag^t him wth his letter wch he denyed refferd himself for trjall to the Bench was Comitted to prison there to lye till the Court took further order =

Richard Scott was called being at the barr the wittnessed his * letter to major Savage was also produced & Read wherein many vntruths & seuerall reproachfull were written & on enquiry m^r scott declared that Ezekiel fogg wrote it e^r

* This word appears to be superfluous.

Rich^d Scott in two hundred pounds Anthony cheeckly & James whetcombe in one hundred pounds a peece as his sue'tjes acknowledged themselues bound respectively to the Tresure' of the Country on this Condition that he the said Richard Scott shall attend the Court from tyme to tyme & Abide the Sentence of the Court this
done in open Court 14 m^{ch} 75/6

The Court on a full hearing what Richard Scott Could say Considering his offence sentenct him the sume of one hundred pounds to major Gookin whom he had so vilely reproacht & vnworthily and that he pay a fine to the Country fuetty pounds and to be bound to his Good behauour himself in twenty pounds and two sue'tjes in tenn pounds apeece standing Comitted till this sentence be pformed

Ezekiel ffogg being Called who not only abused Richard scott in indicting and writing such a scurrillows letter putting a superscription vpon it whereby Authority was abuse[d] The Court sentenct [^] to pay as a fine to the Country fwe pounds mony standing Comitted till the sentence be performed —

Att A Court of Assistants or Admiralty held at Boston 29 m^{ch} 1676.

Jonathan Woodman plaintiff against m^r Bartholmew stratten Elisha Hutchinson for himself & for Elisha Sandford John Poole & mary the administratrix of Henry Kembles estate deffendants ouno's of the ship Salamander, built by the plaintiffe for wthholding his payment for

present	
Jn ^r LeDet Esq ^r GoB	
Symon Bra[d]street	
Daniel Gookin	
Symon willard	
Rich ^d Russell	
Tho. Danforth	
Edw ^d Ting	
w ^m Staughton	
Tho Clarke	
— — — —	

} Esq^{rs}

the said ship: The Court hauing heard and Considered the plea^s and evidences in the case produced doe find for the plaintiffe damages one hundred eighty five pounds in the specie & manne' following viz' from Bartholmew stratten for one eighth part twenty three pounds two shillings & sixepence Elisha Hutchinson one quarter pte forty six pounds fwe shillings payable in Goods at merchants price and for Elisha sandford for one quarter part which he vndertooke for forty six pounds fwe shillings halfe in mony and halfe in Goods; John Poole for one quarter pte forty six pounds fwe shillings halfe in mony and halfe in goods at merchants price Mary Administratrix of the said Henry Kemble for one eighth part twenty-three pounds two shillings & sixe pence halfe mony halfe Goods at the merchants

price this whole sume of one hundred eighty five pounds to be paid to the plaintiffe in full of the Hull of the said ship Sallamander

[42]

1676

wth Costs of Court seven pounds tenn shillings & two pence — And the worke of the builde^r left vnfinished is abated by the Court and not reeoned in the some aboue said. —

Jonathan woodman Appearing in Court The Court demanded of him whether he had had his ship surveyed as the law directs wch was Read he said he had no^t pretending to Ignorance of the law & hauing some shipwrights vejwing it thought it was sufficient The Court declared that they Imposed the fine of tenn pounds on him for * his wages according to law to be paid to the treasurer

Courts order as to
officers fees at Court
of Admiralty

The Court ordered the marshall to be allowed halfe a croune which [^] paid in Court & fowe^r shillings for serving fowe^r warrants —

As also the Secretary^s fees for receiving entring the libell action and recording it five shillings and for warrants as the marshall — one shilling

21st July 1676

In Ans^r to the peti^{ti}on of & motion of Thomas Lynde & Capt Hamond^s motion a Court of Admiralty is Granted by the Go^ono^r & magistrate^s to be held at Boston 26 Instant at two of the clock in y^e Afternoone as Attests Edward Rawson secret^r

present
y^e Go^ono^r
dep^t Go^o
m^r Danforth
m^r Ting
m^r Stoughton
m^r Clarke
m^r Dudley

Att A Court of Admiralty held at Boston 26 of
July 1676

Attachment & seuerall sumons for witnesses
Issued out *er*

Thomas Lynde master of the Catch Pellican by his libell complayning in behalfe of him self & owno^s plaintiff against Daniel Dauisson of charlsToune merchant deffendant for that he the said Daniel Dauison hath neglected to pay vnto the said plantiffe the sume of forty one pounds money for y^e hire of the said Catch for sixe month^s twenty five dayes as p charter pty he was bound to pay as also

* Evidently an error in the record for "from."

for not paying the some of sixty six pounds three shillings & two pence mony for the seamens wages in all one hundred & six pounds two shillings* After the libell wth the sumons & Attachment & evidences in the Case produced || were Read || & duely Considered || of || the Court orde's & decrees that the sajd Daniell Dauison deffendant pay unto the sajd Tho Linde plantiffe the some of one hundred & six pounds three shillings two pence* mony wth Costs of Court in mony three pounds nine shillings —

[43]

1676

on the motion of m^r Richard Lord & m^r Jn^o Blackleach a Court of Admiralty was Granted to be held in Boston the 31 of y^r Instant July 1676

the Go^omo^r
dep^t Go^omo^r
m^r Danforth
m^r Tyng
m^r Stoughton
m^r Clarke
m^r Dudley

Attachment [& se^oll] sumons Issued out after they had entred their libell

Att A Court of Admiralty called & held at Boston the 31th July 1676

Richard Lord & John Blackleach merchants plaintiff^s by their libell exhibbited to this Cour[t] Against Richard wharton & Company defendants for breach of charter party After the libell & evidences in the Case produced were read & duely Considered of the Court declares that they ordered & decreed that the plaintiff^s pay unto the deffendant Costs of Court

on the motion of charls Hodsda! pylot of Ship nevis facto^r & Bartholmew Hoope^r wth Georg Keith an ~~Admirall~~ || Admiralty || Court was Granted to be held at Boston the 28 of August Instant

22th August
By y^e Go^omo^r &
magists

|| Attachments & sumons Issued out after their libells were entred ||

Att a Court of Admiralty held at Boston 28th August 1676.

present
y^e Go^omo^r
dep^t Go^o
m^r Danforth
m^r Tyng
m^r Stoughton
m^r Clarke
m^r Dudley

In the Case of charls Hodsda! Pylot by his libell Complayning against Sam: Davis master of ship nevis facto^r & sajd ship for refusing to pay him his wages for his se^rvise donn in the said ship as Pylot fue pounds p moneth from the 22th february last to the 30th of July last After the libell & evidences in the Case produced were read & duely Considered The Court ordered & decreed that the sajd Sam.

* There is evidently an error in the record here.

Davis master & said ship make good y^e payment of twenty six pounds five shillings to the said Charls Hodsdales pilot in mony as his damage & Costs of Court forty one shilling =

In y^e Case of Bartholmew Hooper Carpenter of ship nevis factor by his s^d libell Complayning ag^t Samuel Davis master of said ship for refusing to pay him his wages for worke donne in said ship as Carpenter || after 54^e p month from 25 octob^r to 30th July || after the libell & evidences in the Case produced were read & duely Considered the Court found ffor the plaintiff twenty fower pounds fueteen shillings mony & orde's & decrees that the said Davis & sd ship pay the said Bartholmew Hooper y^e plaintiff y^e sd sume wth Costs of Court forty one shillings. =

George Keith by his libell exhibited to this Court Plaintiffe against Samuel Davis master of the ship nevis factor deffendant Complayning against the said Davis as maste^r for Refusing to deliuer him his logwood put aboard him after the libell & evidences in the Case produced were duely read & Considered the Court found for the plaintiffe his logwood being five hundred thirty six sticks marked as by the boatswaynes Receipt once wthin three dayes or els pay the plaintiffe two hundred pounds in mony & Costs of Court three pounds five shillings =

[44]

1676

In the Case of m^s Elisabeth Lydget executrix to the last will & testament of m^r Peter Lydget deceased in the behalfe of himself & the rest of the ouno^m of the Catch Content by hir libell exhibbited to this Court plaintiffe against John Poole merchant & w^m Trott marriner deffendants for not paying freight for the said Catch nor deliuering the said Catch as p Charter pty they were bound after the libell Attachment & evidences in the Case produced were read & duely Considered The Court doth Giue Judgment for the plaintiffe the forfeiture of the bond of five hundred pounds Given for performanc of Charter pty respitting execution to the nex^t Court of Admiralty after two month^s in which time the deffendant may present his plea for chancery of his bond & Costs of Court = vide fol 65 =

present
The Go^ono^r
Dep^t Go^ono^r

Att a Court of Assistants held at Boston the
5th of Septembre 1676 Jn^o Ruggles plaintiff against

James Hudson deffendant in an action of Appeale from the Judgment of the Commissione's Court After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury & are Remayning on file the Jury brought in their virdict they found for the plaintiffe reuersion of the forme' Judgment & Costs of Courts twenty six shillings & Eight pene

Symon Bradstreet	} Esq ^r
Daniel Dennison	
Tho Danforth	
W ^m Hathorne	
J ⁿ Pyncheon	
Edw ^d Tyng	
W ^m Stoughton	
Thomas Clarke	
Joseph Dudley	

Exec
Issud out
12 8 76
mo

1st Andrew NewComb plaintiff on Appeale from the Judgment of the County Court in Boston in Aprill last After the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & Remajne on file wth the Reccords of this Court the Jury brought in their virdict they found the Confirmation of the forme' Judgm^t & costs of Courts :

persons to serve on
y^e Grand Jury &
sworn were —
—
m^r Richard Collicott
Richard way
Jⁿ vyall sef^d
Benja Negus
Jⁿ Blake
Tho Dewer sef^d
Giles Pason
Robert willjams
Tho Hastings
Joseph Beamis
Laurenc Douse
w^m Foster
Richd Hall
Ralph Haughton
Jⁿ Stone
Walter Hastings
— — —

2^d Ju: W^m Rauson plaintiffe against Habbacuck Glouer John Glouer & Pelatiah Glouer deffendant in an Acton of Appeale from the Judgm^t of the || last || County Court in Boston After the Courts Judgment Attachm^t Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury & Remajne on file wth the Reccords of this Court the Jury Brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

2^d W^m Rauson plaintiffe against Abraham Briggs defendant in an Acton of Appeale from the Judgment of the last County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment and costs of Courts —

persons Returnd to
serve on the Jury of
trjalls & sworne =
— — —
[1st]
m^r John Hubbard
Richd Bulkley
Sam Rugles :

[45] 1676

Jⁿ Gifford plaintiff ag^t Abraham Briggs deffendant in an action of A from the Judgment of the County

Tobias Danis
Thom : flegg
Jⁿ Morse

Sam Petree
Zackary Johnson
Tho Welch
Roger Billing
James Bird
Nicholas Bolton
— — — —

persons Returnd to
serve on the second
Jury & sworne = *

Court in Boston After the Attachm^t Courts Judgment
Reasons of Appeale & evidences of the Case produced
were read Comitted to the Jury & Remajne on file
wth the Reccords of this Court they brought in their
virdict they found for the deffendant Confirmation of
the former Judgm^t & Costs of Courts —

Jn^o Conney & Samuel Sendall plaintiffs ag^t the
Judgment or sentence of m^r Anthony Stoddard, Comissioner in Boston
the sentence & Reasons of Appeale being Read and Comitted to the
Jury & Remajne on file the Jury brought in their virdict they found
for the Appellant Reuerision of the former Judgm^t ~~& Costs of Courts~~

Jn^o Alden plaintiffe | ag^t majo^r Thomas Clark deffend^t | in an
Action of Appeale from the Judgment of the County Court in July last
in Boston After the Courts Judgm^t Attachm^t Reasons of Appeale &
evidences in the Case produced were read Comitted to y^e Jury & are
Remaying on file wth the Reccords of this Court the Jury brought in
their virdict they found for the defendant Confirmation of the forme^r
Judgm^t & Costs of Courts :

W^m Cogswell plaintiffe in an action of Appeale against John Cogs-
well deffend^t ffrom the Judgment of the County Court at Salem last
After the Attachment Courts Judgment Reasons of Appeale & eui-
dences in the Case produced were Read Comitted to the Jury & Remajne
on file wth the Reccords of this Court the Jury brought in a speciall
virdict i e If the Judgment of the Court of Assistants was a legall
foundation for a process for the present deffendant wee find for the
deffendant Confirmation of the forme^r Judgment & Costs of Courts if
not wee finde for the plaintiffe & reuerse the forme^r Judgment & Costs
of Courts The Court finds for the plaintiffe & Reuerse the former
Judgment & grants Costs of Courts

Jonathan Heynes plaintiffe against Peter Toppan deffendant in an
action of Appeale from the Judgment of the County Court at Ipswich.
After the Attachment Courts Judgment Reasons of Appeale & eui-
dences in the Case produced were read Comitted to the Jury and are on
file wth the Reccords of this Court the Jury brought in their virdict

* The names of the second jury are not given.

they found for the plaintiffe Reuersion of the forme Judgment & Costs of Courts —

Walter Barefoote plaintiffe against w^m shackford deffendant in an action of Appeale from the Judgment of the County Court at portsmouth After the Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme Judgment & Costs of Courts —

m^r Jn^o Joyliffe majo^r Tho Sauage m^r Humphry Davy m^r Anthony Stoddard Cap^t Tho Bratle Cap^t Tho Clarke Cap^t John Richards chosen by the freemen of Boston for this yeare were Allowed & Approved of by the Court —

[46]

1676

Edward Tyng Esq^r plaintiffe against Joseph Daus deffendant in an action of Appeale from the Judgment of the Comissione's Court in Boston After the Attachment Courts Judgment Reasons of Appeale & othe^r evidences in the Case produced were read Comitted to the Jury & Remayne on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiffe Reuersion of the forme Judgment & three pounds in siluer according to bill & Costs of Courts 18^l 6^d

Thomas Woodbridge plaintiffe ag^t w^m Gerrish seⁿ deffendant in an action of Appeale from the Judgment of the County Court at Salem last as to deffamation — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury on motion made of Compromising this & two othe^r Acc^tions of Appeale of the sajd woodbridge ag^t the sajd Gerrish on Revejw on Account & on Revejw from the sajd Court the partjes Consenting thereunto & nominating their arbitrato^rs in p^t making it knowne y^t both parties pitched on the Honor^d Go^uno^r to be y^r vmpire hauing entred bond each to othe^r to stand to the Award they wthdrew their Acc^tions & y^e Court

3 actions of Tho woodbridge ag^t w^m Gerrish wthdraune by Consent & Referred to Arbitration =

ordered all their pape's dd in Reasons of Appeale *et* to be deliuered vp to them in orde' therevnto wch was donn accordingly.

2^d Jur
woodbridge ag^t
winslow
Thomas Woodbridge Attorney to Thomas Sexton
plaintiff against Nath^l Winslow defendant in an Action
of Appeale from the Judgment of the County Court at
Hampton. After the Attachment Courts Judgment Reasons of Appeale
& evidences in the Case produced were read Comitted to the Jury and
are Remayning on file wth the Reccords of this Court the Jury brought
in their virdict they found for the defendant Confirmation of the former
Judgment & Costs of Courts

2^d Jury
Shoare ag^t Gibbs
Sampson shoare plaintiff against Benjamin Gibbs defendant in an
action of Appeale from the Judgment of the County
Court in Boston in Aprill last After the Courts Judg-
ment Reasons of Appeale & evidences in the Case pro-
duced were Read Comitted to the Jury & are on file wth the Reccords
of this Court the Jury brought in their virdict they found for the
defendant Confirmation of the forme' Judgment & Costs of Courts —

Gilman ag^t fouldsham
Moses Gilman plaintiffe against John fouldsham sen^d
defend^t in an action of Appeale from the Judgment
of the County Court at Hampton — After the Attachment Courts Judg-
ment Reasons of Appeale & evidences in the case produced were read
Comitted to the Jury and are Remayning on file wth the Reccords of this
Court the Jury brought in their virdict they found for the defendant
Costs of Courts.

Cox *et* g^t flog ag^t
w^{as}.
— — — —
Thomas Cox & Phillip read sue'tjes for Ezekiell
flog plaintiff ag^t John willjams defend^t in an Action
of Appeale from the Judgment of the County Court
in Boston in Aprill last After the Courts Judgment Reasons of Appeale
& evidences in the Case produced were Read Comitted to the Jury &
are Remayning on file wth the Reccords of this Court the Jury brought
in their virdict they found for the defendant Confirmation of the former
Judgment & Costs of Courts

[47]

1676

Sheaffe ag^t Hawkins
Charles oughtred Attorney to Sampson Sheaffe
plaintiffe ag^t Thomas Hawkins defendant — After the
Courts Judgment Reasons of Appeale and evidences in the Case pro-

duced were read Comitted to the Jury and are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment & Costs of Courts =
 || 27^s [& y^s] Courts Costs ||

Jn^o Pickering plaintiff ag^t charles ffrost in an action of Appeale from the Judgment of the County Court held at Portsmouth after the Courts Judgment Reasons of Appeale & other evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgm^t & Costs of Courts. pickering ag^t ffrost

Edward Cowell plaintiff against Nathaniel Elkin defend^t in an action of Appeale from the Judgment of the County Court in Boston. this Ac^on was wth draune by Consent of partjes. = Cowell ag^t Elkin

Jn^o Bennet plaintiffe against Samuel Addams deffendant in an action of Appeale from the Judgment of the County Court in Boston After the Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment & Costs of Courts twenty eight shillings & ten pence = Bennet ag^t Addams

Jn^o Bennet plaintiff ag^t widow *Gridley || deffend^t || after the Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are Remajning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts = twenty ~~eight~~ || one || shilling & ten pence Bennet ag^t Gridley

Rich^d wharton sue^{ty} to Richard Smith plaintiff ag^t Obadiah Swift Tho Bird & Jn^o Clarke deffend^{ts} in an action of Appeale from the Judgm^t of the County Court in Boston e^r this Ac^on by Consent of partjes was wth draune. = wharton ag^t Swift

* This space left blank in the original.

The Jurys were dismiss

The Court is Adjourned to the 13th Instant

present the Go^ono^r

Dep^t Go^ono^r

m^r Bradstreet

m^r Dani Dennison

m^r Danforth

m^r Hauthorne

m^r Pinchon

m^r Tyng

m^r Stoughton

m^r Clarke

m^r Dudley

— — —

God & of this Jurisdiction * to w^{ch} Indictment the prison^r at the barr pleaded not Guilty put himself on hir † tryall by God & the Country After the Indictment & euidence in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found him not Guilty legally according to Indictment but found him Guilty of very suspitious acts leading to Adultery —

The names of the
Jury men Returnd
to serve on tryalls of
life limes &
sworne [were]

The Court mett at y^e time 13th septembe^r 1676

Thomas Daus late Resident in Boston was Indicted by the name of Thomas Daus for not hauing the feare of God before his eyes & being Instigated by the diuill about the begining of June last did Comitt Adultery wth Elisabeth Browne Contrary to the peace of ou^r Soueraigne Lord the king his Croune & dignity the lawes of God and of this Jurisdiction the laues of God to sentence him to Goe from henc to the place of execution and thenc by the marshall Generall & to be Carried to the Gallows on the next Fiuth day after the lecture & there to stand on the Gallows wth a Roape

[48]

1676

1st Jury
m^r Jⁿ than Balston
Richard Bulkley
Jⁿthan Bridgham
John Harris
Richard Whitney
Symon Coolidge
Joseph child
Jⁿ Morse
Tho Welch
w^m wright (Sam
Peiree)
Tho flegg
Zackariah Johnson
— — —

2^d Jury mens names
y^e were Returnd
to serve on trjalls of
life & sworne
were =
— — —

about you^r necke one hower & tjed to the Gallows and thenc at the Carts tajle to to be seuerely whipt not exceeding thirty nine stripes to the prison & there to lye till the nex^t lecture day at Charls Toune & carried then thith^r & be there alike seuerely whip^t not exceeding thirty stripes & discharging y^or prison ffees to be dischargd —

Elisabeth Browne the wife of W^m Browne of Charls Toune was alike Indicted by the name of Elisabeth Browne for not hauing the feare of God before hir eyes & being instigated by the Diuill about the begining of June last did Comitt adultery wth Thomas Daus Contrary to the peace of our Soueraigne Lord the King his Croune & dignitje the lawes of God

* Repetition of eight words in the record.

† Evidently an error in the record for "his."

& of this Jurisdiction the prisoner at the barr pleaded not Guilty put himself on God & the Country for hir triall after the libell & evidences in the Case produced were read Comitted to y^e Jury and [^] on file Remajning wth the Reccords of this Court the Jury brought in their virdict they find hir not legally Guilty according to Indictment but doe find hir Guilty of Prostituting hir body to him to Comitt Adultery The Court per-
 versing this sentence do order yow to Goe from hence to the place from whence yow Came & thenc on the next lecture day by the marshaⁿ Gen^l to be Conducted to the Gallows & by the executioner to haue a Rope tied about your neck to y^e Gallow^s & so there to stand one howe^r & thenc to be tyed to the Carts tayle & seuerely whipped not exceeding thirty nine stripes to the prison & thr left till the next lecture day at CharlsToune & then Carrjed ouer & be there alike seuerely whipt wth thirty stripes & discharging yo^r prison ffees yow are discharged —

mr Roger Billing
 Left Hugh Drury [in
 forem^o]
 Nath. ffr^othingham
 James Bird
 Nicholas Bolton
 Tim^o Tileston
 Tho Toleman
 Roger Su[mn]er
 Humphry Bradshaw
 Tho ffoster
 Jn^othan Remington
 Rich Ell[is]
 noah wisewall
 in R[emin]gton steed
 objected ag^t by
 Dan Hos[re] &
 Wilder
 — — —

Stephen Goble of Concord thow art Indicted by the name of Steeven Gobl for not having the feare of God before thy eyes & being Instigated by the divill wth other thy Complices at or on the seuenth of August last at or neere Hurtleberry Hill in the woods in the precincts of Concord or neere thereabouts did murde^r & kill three Indian weomen & three Indian children Contrary to the peace of ou^r Soueraigne Lord the king his Croune & dignity the lawes of God and of this Jurisdiction. After the libell & evidences in the Case produced were Read Comitted to the Jury [^] are Remayning on file wth the Reccords of this Court the Jury brought in their virdict i e they found him Guilty. — And Accordingly sentenc of Death was pronounc ag^t him that he should Goe from henc to y^e place from whence he came & thenc to the Gallow^s and thr be hangd till thou beest dead.

Daniel Goble of Concord thou art Indicted by the name of Daniel Goble In the County of Midlesex in New England for that thow not hauing the feare of God before thy Eyes & being Instigated by the divil wth othe^r thy Accomplices at or on the seventh of August last at or nere Hurtlebury Hill in the woods in the precincts of Concord or neere thereabouts did murder and kill three Indian weomen and three Indian children Contrary to the peace

Daniel Gobles In-
 dictm^t

of our Soueraigne Lord the king his Croune & dignity the law of God and of this Jurisdiction = to which Indictmen[t] the prisone^r at the barr pleaded not Guilty & put himself on his triall by God and the Country: After the Indictment & evidences in the Case produced were Read Comitted to the Jury and are Remayning on file wth the reccords of y^e Court the Jury brought in their virdict the[y] found him Guilty = And accordingly had sentenc of Death pronounc^t ag^t him by the Go^uno^r yow shall Goe from hence to the place ~~of exe~~ from whence yow Came & from thence to y^e place of execution & there be hang^d till yow be dead: & y^e Lord be mercifull to thy soule.

[49]

1676

Nath wilders
Indictm^t

Nathaniel wilde^r of Concord in the County of midlesex in New England thou art Indicted by the name of Nathaniel wilder for not hauing the feare of God before thy eyes being Instigated by the Diuill wth othe^r thy accomplices at or on the sevent[h] of August last at or neere to Hurtlebury Hill in the woods in the precincts of Concord or neere thereunto did murde^r & kill three Indian woemen and three Indian children Contrary to the peace of ou^r Soueraigne Lord the king his Croune & dignitje the lawes of God and of this Jurisdiction = to wch Indictment the prisoner at the barr pleaded not Guilty and put himself on his tryall of God & the Country after the Indictment & evidences in the case produced were Reade and are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found him Guilty: And accordingly had sentenc of death pronounced Against him as the other = to be Returnd from hence to the place from whence he Came & thence to the place of execution there to be hang^d till thou beest dead =

Daniel Hoares
Indictment

Daniel Hoare of Concord in the County of midlesex in New England thou art Indicted by the name of Daniel Hoare for not hauing the feare of God before thy eyes and being Instigated by the Divil with othe^r thy Accomplices at or vpon the seventh day of August last at or nere Hurtleberry Hill in the woods in the p^ecinets of Concord or neere thereunto did murde^r & kill three Indian weomen and three Indian children contrary to the peace of ou^r Soueraigne Lord the king his Croune and dignity the lawes of God and of this Jurisdic^on to which Indictment the prisone^r at the barr pleaded not Guilty and put himself on his tryall of * God & the Country After

* Written over the word "by."

the Indictment & evidences produced in the Case were read Comitted to the Jury and are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found him Guilty = And Accordingly || he || had sentenc of Death pronounc aganst him to be Returned from hence to y^e place from whence he Came and from thence to the place of execution there to be hangd till thow beest dead =

Benjamin Symons of wooborne in the County of midlesex in New England being brought to the barr was Indicted by the name of Benjamin Symonds for that he not having [^] feare of God before his eyes & being Instigated by the divil on the fifth of July last in the woods in the precincts of sajd wooborne did Comitt a Rape on the body of Elizabeth Peirce & that forcibly Contrary to the peace of ou^r Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction to wth Indictment the prisone^r at the barr pleaded not Guilty & put himself on his tryall by God & the Country After the Indictment & evidences in the Case produced were read Comitted to the Jury[^] brought in their virdict they found him not guilty according to Indictment but || Guilty || of Attempting of a Rape on the body of Elizabeth Peir[c]e = The Court bound ouer the s^d Symons to y^r Ans^r for this at the nex^t County Court at charlsToune & the s^d Benja Symonds in 20ⁿ & Jn^r Howard of Concord & Joseph Symons in ten pounds apeece as his suertjes acknowledged themselues respectively bound in s^d somes to y^e Tresurer of y^e County of midlesex on Condicton y^t sajd Benja Symons shall appeare Accordingly before the next County Court in midlesex to Ans^r w^t shall be layd to his charg for his fornication

[50]

1676

or his forcibly abusing Elizabeth Peirce. = *er*

Peter Cole of charlsToune was Indicted by the name of Peter Cole for || y^t he || not hauing the feare of God before his eyes & being Instigated by the Divil did on or about the first of July last Comitt Adultery on the body of Sarah Bucknam wife to John Bucknam of Boston contrary to the peace of our Soueraigne Lord the king his Croune and dignity the lawes of God & of this Jurisdiction = to wch Indictment y^e prisone^r at the barr pleaded not Guilty & declared he would be tryed by God & y^e Country : After the Indictment & evidences in the case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their

Coles Indictm^t &
censure

virdict they found him not Guilty according to Indictment but Guilty of vnlawfull & vncivil Accompanying wth the sajd Sarah Bucknam wife to Jn^o Bucknam being in bed togethe^r The Court sentenc^t him to goe from henc to y^e place whenc he Came & thence on the nex^t fifth day after lecture by the marshall Generall & his orde^r to be Carried to the Gallow^e & there stand wth a halte^r throune ouer y^e Gallow^e to stand on howe^r & then tooke doune & tyed to the Cart^e tajle & be seuerely whipt wth thirty nine stripes & paying his prison ffes was dischargd

Sarah Bu[ck]name
Indict^{ed} & sensur as
aboue

Sarah Bucknam was alike Indicted as sajd Cole mutatis mutandis & being found by the Jury as aboue not Guilty according to Indictment but Guilty of like vncivill Accompanying wth Peeter Cole being in bed together had the like sentenc p^ronounc^t ag^t hir —

Basto Negro slaue to Robe^t Cox of Boston was Indicted by the name of Basto negro for that he not hauing the feare of God before his eyes & being Instigated by the Divill vpon the 14th of Aprill last or thereabouts did Comitt a Rape vpon the body of martha Cox daughter to his sajd master being a child about three yeares old contrary to the peace of ou^r Soueraigne Lord the King his Croune & dignity the law^e of God & of this Jurisdiction To wch Indictment he pleaded not Guilty: After y^e euident^e ag^t him were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found him Guilty according to Indictment — & Accordingly had the sentenc of Death pronounced ag^t him i e That he should Goe from the barr to y^e place from whenc he Came & thenc to the place of execution & there hang till he be dead —

Jack negro Indictm^t

Jack negro se^rvant to m^r Jn^o faireweather of Boston was Indicted by the name of Jack negro for that he not hauing the feare of God before his eyes & being Instigated by the Divill did on the beginning of Aprill last Comitt Beastiality wth a Cow contrary to the peace of our Soueraigne Lord the King his Croune & dignity the law^e of God & of this Jurisdiction To wth Indictment he pleaded not Guilty after the Jury had p^rvsed the Euidences wth are on file wth the Reccords of this Court they brought in y^re Virdict they found him not Guilty.

[One leaf missing.]

[53]

1676

Capt Thomas Daniel & Left W^m Vaughan plaintiffe by their libell & complaint exhibitted to this Court against m^r walter ThornHull deffendant wch is manifested in two Attachments now given into this Court against the said ThornHull who in open Court Consented to give Answer thereunto and abide the decree of this Court therein The plaintiffs declaring they had & did lett fall their Attachments as to the Courts of Portsmouth & Douer in June next and so the action at this Court proceeded And after their libell was read wth the evidences in the Case produced & the Court had heard & Considered the pleas & Answe's The Court doe orde^r determine & decree that the deffendant pay vnto the plaintiff the sume of twenty pounds damage in mony for his breach of promise and no^t standing to his Agreement & Costs of Court seven pounds seven shillings

Att this Court m^r David Ande'son entred his libell & complaint against Robe't orchard searche^r deffendant for his Illegall & undue seazing of certein Raccoone skinns e^r aboard his ship after the libell and evidences in y^e Case produced were read e^r The Court declared and ordered that the plaintiff pay the defendant Costs of Court —

In Ans^r to y^e peti^{ti}on of Henry Lauton the keeper securing the peticone^r the keeper * is permitted [^]Goe to the meeting as is desired —
E R S

At y^e Adjournment of y^e Court of Assistants or Admiralty in Boston 9th octobe^r 1676 ;

In the Case of Benjamin Gibbs plaintiffe by his libell exhibbited to this Court against Henry Wheeler master of the ship Recouery for Refusing to deliuer him the sajd shipp according to charter party & for his damage susteyned thereby After the libell wth the evidences in the Case produced were read & duely Considered of The Court doth order & decree that the deffend^t proceed in the Intended voyage according to charter party mutually Agreed vpon and pay damages to the plaintiff twelve pounds in mony to be defaulcated out of his payment that shall Arise due by charter pty & Costs of Court three pounds & ten pence —

The Court Adjourned to the 12th of octobe^r 1676 :

* Probably an error of the record for "petitioner."

The Court mett and hauing heard what Caleb Indian & Calumbine Indian^s could say for themselves hauing binn open & murderous enne-myes why sentenc of death should not passe ag^t them The Court proceeded and sentenct them forthwith to be Carrjed by the marshall Generall to the place of execution & see that they hang till they be dead —

[54]

1676

present
The Go^{vr}
Dept Go^{vt}
Symon Bradstreet
Tho. Danforth
W^m Hathorn
John Pyncheon
Edw Tyng
W^m Stoughton
Tho Clarke
Joseph Dudley
— — — —

Att A Court of Assistants or Admiralty held
at Boston 23 octobe^r 1676

Tho moore master of the Ship Phoenix plain-tiffe in behalfe of himself & owno's by his libell exhibbited to this Court against m^r Abraham Bartholmew & m^r Jacob Jesson his Agent deffendant after the Court had heard the libell & both plain-tiff & deffendants pleas & evidences in the Case produced the Court declares they Giue Judgment

for the plaintiff & orde^r & decree that the Deffendant pay unto the plaintiffe thirty one pounds damage in mony & Costs of Court five pounds fowe^r shillings the deffendant hauing prooved payment of twenty pounds at Bilbou & by m^r Rucke seventy sixe pounds seventeen shillings —

Samuel Danis master of the ship neuis factor plaintiffe ag^t the sajd shipp for his owne & seamens wages & his expences on hir as by his libell & Complaint exhibbited to this Court After the Court had heard the plantiffs plea^s & evidences in the Case produced the Court declares they found for the plaintiff and orde's and decrees that the sajd shipp & hir Appurtenances belonging to Richard Hall & hir earnings discharge the sajd plantiffs Account Given in & allowed two hundred & forty pounds eighteen shillings & ten pence in mony for his & his seamen' wages & his expences & Costs of Court three pound eleven shilling & sixepenc. — y^e wages of Edw: willjams Edw Benjamin and James Haukins marrin's wages excepted & Abated for two month' left behind amounting to eight pounds thirteen shillings

Att A Court of Admiralty or Court of Asistants held at Boston 26 octo^{br} 76 Henry wheeler master of the ship recouery plaintiffe in behalfe of himself & owno's by his libell & Complaint exhibbited to this Court against Cap^t Benjamin Gibbs deffendant for breach of his

promise in refusing to give security to value of seven hundred pounds er for performance of charter pty as by the lybell may appeare After the Court had heard the plaintiff & deffendants pleas wth the evidences in the Case the Court declared that they found for y^e plaintiffe that the deffend^t deliuer vp his Counte^{pt} of the charter party wth the first date of it & give seven hundred pounds security that the plaintiffe may proceed vpon the voyage Giving the plaintiff his Costs fower pounds seven shillings —

[55]

Att A Court of Assistants or Admiralty held at Boston 5th march 1676

Jn^o Dauenport marrine^r master of the baroque Endeavo^r by his libell & Complaint exhibbited to this Court plaintiff against Nicholas Paige merchant deffendant for his dispossessing him as master of sajd vessell & Refusing to pay him his monethly wages to value of thirteen pounds seven shillings or thereabouts as p Attachm^t & libell er The Court after pervsall of the libell Attachment sumons & evidences in the case produced they declared they Gaue Judgment for the deffendant Costs of Court — —

present the Go^d
Dept Governor
Symon Bradstreet
Daniel Dennison
W^m Hawthorn
Edw. Ting
Tho Clarke
Joseph Dudley
— — — — — } Esq^s

Att A Court of Assistants held at Boston the 6th of march 1676.

The Grand Jury was Impanneld made their presentments & was dismist.

Isaack waldron plaintiff on Appeal from the Judgment or sentence of the last County Court in Boston in Jan^y. — After the Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury the Jury brought in their virdict they found for the defend^t Confirmation of the former Judgment & Costs of Courts: nine pounds & tenn penc — & to Jn^o ffloyd Constable sixe shillings. —

present the Go^d
Dept Go^d
Symon Bradstreet
Daniell Dennison
Tho Danforth
W^m Hathorne
Edw^d Tyng
Thomas Clarke
Joseph Dudley
— — — — — } Esq^s

Benjamin Gibbs plaintiff^{**} against John Sweete
|| er || deffendan^t in an A^on of Appeale from the
Judgment of the County Court in Boston in octobe^r last:
After the Attachment Courts Judgment Reasons of

persons to serve on
the Grand Jury Im-
paneld & sworne
were
— — — — —

* Error of the record for " plaintiff."

m^r W^m Barthol-
 mew
 Moses Paine
 John Blake
 Francis Johnson
 John Tappin
 W^m Lakin
 Jⁿ Biscoe
 Robert Seavor
 W^m Gary
 James Russell
 Jⁿ Heyman
 W^m Manning
 Rich^d Robbins
 W^m Pond
 Samuel Weekes
 — — — —

Appeale & evidences in the Case produced were read
 Comitted to the Jury and are on file wth the evidences *
 of this Court the Jury brought in their virdict they
 found for the plaintiffe Reuersion of the forme^r Judgm^t
 & Costs of Court :

Joell Jenkins plaintiff against Isaack Waldron
 deffend^t in an Accon of Appeale from the Judgment
 of the last County Court in Boston in Jan^y After the
 Attachment Courts Judgment Reasons of Appeale &
 evidences in the Case produced were Read Comitted to
 the Jury & are on file wth the Reccords of this Court
 the Jury brought in their virdict they found for the deffendant Con-
 firmation of the forme^r Judgment & Costs of Courts

Cap^t Thomas marshall plaintiff ag^t Isaack waldron deffend^t in an
 action of Appeale ffrom the Judgment of the last County Court in
 January in Boston After the Attachment Courts Judgments Reasons
 of Appeale & evidences in the Case produced were Read Comitted
 to the Jury and are on file wth the Reccords of this Court the Jury
 brought in their virdict they found for the deffendant Confirmation
 of the forme^r Judgment & Costs of
 Courts thirty six shillings and eight pence

persons Returnd on
 y^e service of 1st Jury
 of trjals for Ap-
 peales & for life
 ljmbe & banishmt &
 were sworne were
 — — — —

sl. 3

Barnard Capen tooke the oath of a freeman in
 open Court

[56]

1676

m^r Symon Lynde
 John Balston
 Sam Hoffe
 Rob^t Herrington
 James Barnard
 Jⁿ waton
 Suball seavor
 Peter frathingham
 Tho white
 Jⁿ fuller
 — Jⁿ spring-
 [Cleomen]maxfeld
 Barnard Capen
 filing 1:2
 — — — —

W^m Basset plaintiff ag^t Isaack waldron deffendt
 in an action of Appeale from the Judgm^t of the County
 Court last in January in Boston After the Attachment
 Courts Judgment Reasons of Appeale & evidences in
 the Case produced were Read Comitted to the Jury &
 are on file wth the Reccords of this Court the Jury
 brought in their virdict they found for the deffendant
 Confirmation of the forme^r Judgm^t & Costs of Courts
 twenty seuen shillings & 4^d. =

* The Secretary evidently wrote this word by mistake instead of the word "records."

Benjamin Muzey plaintiff ag^t Isaack waldron deffend^t in an Acc^o of Appeale from the Judgment of the last County Court in Jan^y in Boston After the Attachment Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts forty two shillings & tenn penc.

W^m Edmonds plaintiff against Isack waldron deffend^t in an Acc^o of Appeale from the Judgment of the County Court last in January in Boston. — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the defend^t Confirmation of the forme^r Judgment & Costs of Courts twenty seven shillings.

Jn^o Endecot & Tho Scottow Execcuto's in trust to the estate of the late Andrew shepheard plaintiffe ag^t Benjamin Alford Attorney to John sweeting deffend^t in an Action of Appeale from the Judgm^t of the County Cour^t in Boston in octobe^r last = After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are Remayning on this Courts file of Reccords the Jury brought in there virdict they found for the plaintiff Reuersion of the former Judgm^t & Costs of Courts twenty eight shillings —

W^m Obbinson plaintiffe against John Gilbert deffendant in an action of Appeale from the Judgment of the County Court in Boston in octobe^r last After the Court^s Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they finds for the deffendant that the plaintiffe wth in eight dayes shall deliuer unto him his leather which was properly his and fower pounds for damage thereof wth ten shillings more for damage for his Goods & prouissions & Costs of Courts And in default thereof

2^d Jury
Persons Returned to
serve on y^e Jury of
Tryalls for Appeales
life limbe & banish-
ment sworne
— — —

Cap^t Joshua Scottow
Jn^o Lowell
James Greene
Tho: Walker
Jn^othan Browne
Isack Newell
Jn^o Crafts
Tim^o Symms
Tho olliuer
Tho Langhorne
Samuel Robinson
John Toleman

fil: 2:
— — —

fil: 2

Endicot ag^t Alford

obbinson ag^t Gilbert

Exec Issued out
16th march 1674

that the plaintiffe pay vnto the deffendant twenty pounds in mony: wth
Costs of Courts Reuersing of the former Judgm^t fuety seven shillings
& 6^d: —

m^r Jn^o Parmiter Leiu^t Edw^d willis m^r John Saffyn m^r Anthony
Stoward * m^r Anthony Howard m^r Samuel Jacklin &
6 Constables sworn m^r Ephrajme ^ † were chosen Constables for y^e Toune
in Court 12th m^o ch 76 of Boston for y^e yeere ensuing = & tooke their oath
in open Court

[57]

1676

Seth Perry plaintiff ag^t Thomas Deane deffendant in an action of
Appeale from the Judgment of the last County Court
Perry ag^t Deane in Boston. — The plaintiff & deffend^t Appearing in
Court & declaring they had agreed & the plaintiffe
desiring libe^{ty} to wthdraw his Action the Court Approoved thereof &
it was accordingly wthdraune =

Jn^o Herbe^t plaintiffe ag^t Mathew Clarke & Com-
pany deffendt in an action of Appeale from the Judg-
ment of the last County Court in Boston — this action as aboue was
Herbert ag^t Clarke wthdraune =

Benjamin Thompson plaintiff ag^t Jn^o Emmery
deffendant in an action of Appeale from the Judgment
of the County Court at Ipswich = After the Attachment Courts Judg-
ment Reasons of Appeale & evidences in the case
Thompson ag^t Emery produced were Read Comitted to the Jury and are on
file wth the Reccords of this Court the Jury brought
Ben: Thomson in their virdict they found for the plaintiff Reuersion
Acknowledged y^t he of y^e former Judgment & Costs of Courts 28^s =
tooke not Admin-
stration to Jn^o God-
frys estate & Re-
nounceth y^e Admin-
stration

Jn^o Pease plaintiffe against Richard Way Attur-
ney to m^rs ffreake deffend^t in An action of Appeale
Pease ag^t way from the Judgm^t of the County Court in Boston the parties Appearing
in Court & declaring it that they were Agreed the plaintiff wthdrew his
Accon as Aboue =

* This name (Anthony Stoward) was entered by mistake of the Secretary. He probably intended to cancel it. The other six names agree with the Boston record. See 7th Report, Record Com^o, p. 107.

† "Savage" on the Boston Record.

Jn° Poole plaintiff against Charles oughtred
deffend' in an Accon of Appeale from the Judgment
of the County Court in Boston = the parties Appearing in Court &
being Agreed the plaintiff wth drew his action as above =

Poole ag^t oughtred

Phillip Greely plaintiffe against Jn° young de-
ffendant in an Action of Appeale from the Judgment
of the County Court at Sallisbury After the Attach-
ment Courts Judgment Reasons of Appeale & evidences in the Case
produced were Read Comitted to the Jury and are on file wth the Rec-
ords of this Court the Jury brought in their virdict they found a
speciall verdict i e In Case the law title Appeales sect: 1: doe not barr
nor Impede the Plaintiffe for whom the Action was found in the Court
he Appeales from then wee finde for the plaintiffe the Confirmation of
the former Judgment of Court i e tenn pounds more wth Costs of Court:
But In Case the aforesajd law Barrs his Appeale then wee finde for the
deffendant Costs of Courts The Court Affirmes to the 1st pt that the
plaintiff might Appeale & so finds for the plaintiff as above = Costs
seven pounds fowe^r shillings & nine pence || at 35^s p [m] boards ||

Greely ag^t Younge
executi Issued out
9 march¹⁴

Isaack wooddey plaintiffe ag^t George Speere de-
ffendant in an action of Appeale from the Judgment
of the Comissioners Court in Boston After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case produced were
Read Comitted to the Jury & are on file wth the Reccords of this Court
the Jury brought in their virdict they found for the deffend' Confirma-
tion of the forme^r Judgment & Costs of Courts thirty three shillings
& 4^d —

wooddey ag^t speere

Edw^d Colcord plaintiffe ag^t Abraham Drake deffend' in An action
of Appeale from the Judgm^t of the County Court After y^e Attachm^t
Courts Judgment Reasons of Appeale & evidences in the Case produced
were Read Comitted to y^e Jury & Are on file wth the Reccords of this
Court the Jury brought in their virdict on the question whither a
marshall levying execution on person & estate & after-
wards letting y^e person Goe free deteyning only y^e
estat^e the Resolution was on the Affirmative being in
the fiery * thereof & found for y^e deffendant Costs of
Courts three pounds eighteen shillings & sixe pence :—

Colcord ag^t Drake
1 Ac
execution Issued out
12 of march 76.
3: 18: 04

* fieri?

[58]

1677

Colcord ag^t Drake Edward Colcord plaintiff ag^t Abraham Drake
 deffend^t in an Action of Appeale from the Judgment
 of the Salisbury Court After the Attachment Courts Judgment Reasons
 of Appeale & evidences in the Case produced were read Comitted to
 the Jury and are Remayning on file the Jury brought in their virdict
 they found for the deffendant Confirmation of the former Judgment &
 Costs of Courts fowe^r pounds fowe^r shillings & fowe^r pence —

Ring ag^t Worcester Robe^t Ring plaintiffe against Samuel worcester
 deffend^t in an action of Appeale from the Judgment
 of the County Court at Salisbury After the Attachment Courts Judg-
 ment Reasons of Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file wth the Reccords of this Court the
 Jury brought in their virdict they found for the de-
 fendant Confirmation of the former Judgment & Costs
 of Courts fiety nine shillings & two pence

**Exec Issued out 9th
 m^{ch} 76**

Ring ag^t Buswell Robe^t Ring plaintiff ag^t w^m Buswell deffendant in
 an action of Appeale from the Judgment of the County
 Court at Salisbury — After the Attachm^t Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read Comitted to the
 Jury and are remayning on file wth the Reccords of this Court the Jury
 brought in their virdict they found for the deffend^t Confirmation of the
 forme^r Judgment & Costs of Courts fowe^r pounds fowe^rteen shillings &
 six pence —

Bennet ag^t Gridley Jn^o Bennet plaintiff ag^t widdow Elisabeth Gridley
 deffendant in an action of Appeale from the Judgment
 of the Comissione's Court after the Attachment Courts Judgment Reasons
 of Appeale & Evidences in the Case produced were read coffitted to the
 Jury & are on file wth the Reccords of this Court the Jury brought in
 their virdict they found for the deffend^t Confirmation of the forme^r
 Judgment & Costs of Courts on Jn^o Bennets motion by his wife the
 bond was chancerjed to six pounds in all 8th 14^s. —

Lowle ag^t Gerrish Benjamin Lowle plaintiff ag^t Cap^t W^m Gerrish
 deffend^t in an action of Appeale from the Judgment
 of the County Court at Ipswich — this ac^{on} was called & by default
 it fell —

Thomas woodbridge plaintiff against Nathaniel williams deffendant in an action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found a speciall virdict i e In Case that Goods estate & person be vnde^r Attachment & remajne so by Attest of the officer who se^ved the same wch Consequently must haue Issued eithe^r by Judgment of the Court to wch y^e pty was Attached or else cease in itself if thus circumstanced it Cann Come vnde^r the law title Conveyances sect 3^d & be Acompted Imprisonment or dures as also y^t in Case a pe^secuting * another vpon bond for performance of Award wherein he makes the first breach himself doe Impede his prosecution then wee finde for the plaintiffe the Reuersion of the former Judgment of Court & Costs of Courts — But if othe^r wise wee find for the defendant

Woodbridge ag^t W-

[59]

1677

Confirmation of the former Judgment & Costs of Courts. The Court on due Consideration finds for the deffend^t as aboue — The Court declared also by y^e Gouverno^r that they lookt not at it as a speciall virdict on Request of y^e plaintiff [h]is bond is chanceried to two hundred & forty pounds seven shillings & three pence mony — & Costs of Courts = ff^yorty one shillings & tenn penc

Henry Bennet plaintiff ag^t Herlakinden Symonds deffendant in an Acton of Appeale from the Judgment of the County Court at Salem — After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t tenn pounds mony & Costs of Courts = three pounds sixteen shillings & 4ⁿ: †

Bennet ag^t Symondsexecution Issued out
for 13. 16. 4. march
13. 7^d

Ephrajm Turne^r plaintiff ag^t w^m Harris deffendant in an action of Appeale from the Judgment of the County Court in Boston After the Attachm^t Courts Judgment Reasons of Appeale & evidences in y^e Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought

execution Issued out
& Ret^d. for 17: 6: 3

* Probably an error for "prosecuting."

† Error for "44."

in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts = thirty shillings.

Daniel Epp^s Attorney to Capt Tho: Daniel plaintiff ag^t Benj^t: marshall deffend^t in an Accon of Appeale from the Judgment of :. ^A

The partjes Appearing in Court & declaring they were Agred the plaintiff wth drew his Accon as the other

Idem vsus Idem — || Edmnd marshall || was alike wth draune —

Idem vsus Edmund marshall from said Court this also was wth-draune

Hudson ag^t messen-
ger

W^m Hudson plaintiff ag^t John messenger deffend-
ant in an Accon of Appeale from the Judgment of
the Comissione's Court After y^e Attachment Courts Judgment Reasons
of Apeale & evidences in the Case produced were Read Comitted to
the Jury & Remajne on file wth the Reccords of this
Court the Jury brought in their virdict they found for
the deffendant Confirmation of the forme^r Judgment
& Costs of Courts = twenty five shillings

Exec Issued out 18.
march 76. for 7: 13
11

— — — —

$\frac{6}{1} \frac{8}{6} \frac{11}{11}$
7. 13. 11.

ma[lor]^s * sentenc

Robe^t ma[lor] plaintiffe on Appeale from the sen-
tence of the Comissione's i e m^r stoddard & m^r Clarke
After the sentenc & Reasons of Appeale wth Evidence in the Case pro-
duced were Read Comitted to the ~~Jury~~ || Bench || & are on file wth the
Reccords of this Court the ~~Jury~~ Court Confirmed the Judgment of the
Comissioners & Costs of Court —

Phillips sentenc

Zachary Phillips plaintiff on Appeale from the
Sentence of the Comissione's i e m^r Stoddard & m^r.
Clarke — After the sentenc & evidences in the Case produced wre Read
& are on file the Court Confirmd the Judgm^t of the Comission^{rs} &
Granted Costs of Courts

nowells sentenc

michael Nowell plaintiff on Appeale from the
sentence of the Comissione's i e m^r stoddard & m^r
Clarke After the sentence & evidences in the Case produced were Read
Comitted to the Jury & are on file the Court Confirmd the Judgment
of the Comissione's & Granted Costs.

[60]

1677

Whereas at the County Court held at Boston in octobe^r last Charles oughtred Attorney to m^r Sampson Sheaffe obteyned Judgment against John Blackleach as principall debto^r and Against John Poole as his sue^rtje for one hundred fivety fowe^r pounds five shillings & two pence in mony from which Judgment the sajd John Poole appealed but since is sattisfied that the sajd debt is due therefore the sajd Poole Confesse^s Judgment against himself &c for the foresajd sume together with all charges at the County Court and occasioned by the Appeale and In Regard the lawes freessue^rtjes if execution be not extended in a moneth yet he Assents that execution be Granted and may be levyed vpon himselfe and estate at any time after the expiration of three monthes if in the Interim the execution vpon the forme^r Judgment be not levyed upon the sajd Blackleach or his Estate This Judgment was Acknowledged in open Court as aboue written by John Poole merchant Against himself & his estate *c^r* 12 m^{ch} 1676/7

pooles Judgm^t ag^t
himself:

Execution Issued
out for y^e [Su]me 29
June 77 & dd to
cha: oughtred
E R S

as attests Edw Rawson Secrety

Jn^o flynt of Salem being presented by the Grand Jury was Indicted by the name of John flynt for not hauing the feare of God before your eyes & being Instigated by the diuill did on or about the month of octob^r last kill Eljaze^r Coates Contrary to the peace of ou^r Soueraigne Lord the King his Crowne & dignity the lawes of God & of this Jurisdiction.

Jn^o flinte Indictm^t

To wth Indictment he holding vp his hand at the barr pleaded not Guilty putt himself on his tryall by God & the Country the Jury was Impanelled & sworne and after all the euidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their verdict: they found him not Guilty of wilfull murde^r but Guilty of manslaughter —

found Guilty of
manslaughter

Jn^o flynt the Court Considering of yo^r offence doe sentence yow to pay a fine to the Country of twenty pounds as also twenty pounds more to the father of the sajd Coates all in mony || wth y^e witnesses costs || & that yow stand Comitted till the sentence be pformed =

fined 20^{li} to y^e
Country & 20^{li}: to
Robert Coates

In Ans^r to the peticon of Edmund flynt in behalf of his son John flynt The Court doth Grant sixe

Ans^r to his petition

months time for payment of the fine^s Imposed for wth sufficient bond being Given to the Tresurer & partjes Concerned paying prison fees & chardges he is Released —

Peeter Bent Juⁿ of Sudbury in New England being by the Grand Jury presented was alike Indicted for not hauing the feare of God before his eyes and being Instigated by the diuill did about 29 July last kill Joseph Bent late of the same Towne Contrary to the peace of our Soueraigne Lord the king his Crowne & dignity — to which he pleaded not Guilty put himself on God & y^e Country for his tryall: After y^e evidences in the Case produced were Read Comitted to the Jury and are on file the Jury brought in their virdict they found him not Guilty of wilfull murde^r but find him Guilty of killing him by Chanc medley ~~by~~ or || Casualty — Peter Bent the Court Considering of your offence doe sentence yow to pay as a fine to y^e Country tenn
 Peter Bent fined 10 pounds & as a fine to yo^r Aunt the widdow of Peeter Bent the sume of twenty pounds both in mony & pay the charges of Court for y^e witnesses standing Comitted till y^e sentenc be pformed In Answ^e to the peticon of Peter Bent the Court []ed him also sixe months time for y^e payment of y^e fines as aboue & on like termes is discharged —

[61]

1677

W^m Waldron In- W^m Waldron now Residant in Boston being pre-
 dictm^t sented by the Grand Jury was Indicted by the name
 of w^m waldron of Boston in the County of Suffolke ffor not Hauing the feare of God before his eyes & being Instigated by the diuill in Nouem-
 be^r ^ by himselfe & his partne^r Henry Lanton as his orde^r wth whom he left his Comission did vnlawfully su^rprize & steale away seventeen Indian^s men weomen & children & in y^e vessell called the endeavour of Boston Carrjed & sent them to fflyall & there made sale of them Contrary to the peace of our Soueraigne Lord the king his Croune & dignity the lawes of God & of this Jurisdiction: entituled man stealing To which Indictment he pleaded not Guilty putt himselfe on God & the Country for his tryall — Afte^r y^e evidences & pleas in the Case were Read & heard the Jury brought in their virdict they found him not Guilty —

Jn^o Haughtons In-
 dictment

Jn^o Haughton of Boston marriner being presented
 was Indicted by the name of John Haughton for that

yow not hauing the feare of God before you' eyes being Instigated by the Divill did take into you' vessell the endeavo' seventeen Indians men weomen & children & Carrjed them away to fflyall & there were sold Contrary to the peace of ou' Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction title man stealling to wch Indictment he pleaded not Guilty put himselfe on God & the Country for his tryall After the evidences & pleas in the Case were Read & heard the Jury brought in their virdict they found him not Guilty according to the Indictment of man stealling But Guilty he being Shipmaster of the Catch Endevo' wherein 17 Indians were re-ceaved on board & carrjed away to fflyall that he did not beare due testimony against the Imploye's act therein: — Jn^o Haughton the Court hath Considered yo' offence & doe sentenc yow to pay a fine of twenty pounds in mony pay the ffes of Court & stand Comitted till the sentenc be performed —

In Ans' to the petition of John Houghton the Court abates him tenn pounds of his fine he Giving security to y^e Trespere' for the payment of the other tenn pounds in mony to the Trespere' of y^e County * in six months wch is don & on file

Daniel Deane w^m keene Tho: wilde' Jn^o wilder 6 witnesses Costs in steven mattock & Tho Goble Ju^d had their bill of y^e Gobles Case = Costs Granted them for their Attendance at the Court on the examination & Triall of y^e Gobles & Nath wilder wch came to fowe' pounds tenn shillings in mony to y^e Treasurer —

In Ans' to the petition & Request of the Toune of Dedham Cap^t Daniel ffisher shall be & hereby is Impowred to Joyne such' persons together in marriage as eithe' of them be legally be † published in dedham and the other alike published in any other Toune or both there —

Cap^t ffishers power to marry &c

Jn^o Lawrence ju^d of Sudbury in the County of midlesex being presented by y^e Grand Jury was Indicted by the name of John Lawrence for that he not having the feare of God before his eyes & being instigated by the divill did Comitt Bestiallity wth a mare in Cambridge bounds vpon the 5th day of Septembe' last Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawe of God and of this Jurisdiction entituled Bestiality — to wch Indictment he pleaded not Guilty put

Jn^o Laurence Indictm^t

* Error in the record for "Country."

† This word is evidently superfluous.

himself on Tryall by God & the Country After the Indictm^t & all the evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found him not Guilty.

[62]

Jn^o Earthy being brought before the Court was ordered to be secured till the Court Called him & his, & Left Gardiner acknowledged themselves bound in forty pounds apeece to John Hull Tresurer of the Country that the sajd John Earthy shall appeare before the Court & Answer w^t shall be layd ag^t him at or before the next Court of Assistants

Mr John Glouer was Called being bound ouer to this Court he was Called proclamation made three times in Court none Appearing Against him his bond was dischargd —

10 Sept 1676 whereas vpon the examination & Tryall of W^m waldron & othe's for seizing Indians at the Eastward & making sale of them at fflyall as it Appeared to the Court that part of the produce of that voyage was sold to m^r John Hubbard by m^r John Glouer who was Concerned in that voyage and the mony yet in the sajd Hubbards hand It was Concluded that the sajd mony should remajne in the sajd Hubbards hands Responsible to the charge of Recouery of sajd Indians or othe'wise vpon hearing might Appeare to be Just to * declared in Court to sajd Glouer being not entred as
17 Apr^l = 77 on Adj^s. Concluded the Court doeth now orde^r the entry of the same Accordingly

m^r Isaack Waldron hauing a chardge draune vp ag^t him by orde^r of the Court wch being read desired the libe^rty of the law for to haue a Jury wch was Granted he paying for y^e entry & was donn y^e charge was against m^r Isaack waldron of Boston Apothecary
(1st) for his Injurious and reflecte speeches & bold Affirmations in his charging the wo^p^r^t Symon Bradstreet Esq^r one of the Assistants of his maj^{ty} Court of Assistants in the open County Court in January last Contrary to trueth saying that the sajd m^r Bradstreet had not or did not present the originall bond he tooke Against him the sajd waldron binding him ouer to that Court to Answer

* Error of the record for "& so." See note on page 91.

for his mischarging seuerall pe'sons as Cap^t Thomas Marshall Joell Jenkins *or* Againe & Againe saying that he presumed & denjed that to be the originall bond *or* In his (217) bold Affirmation at the sajd County Court the same tjme of his tryall that what he had donn was by the Advice & orde^r of sayd m^r Bradstreet or else he had not don it & this Reitterated Contrary to truth =

for his bold rejttered abusive Reflection^s Againe & (317) Againe in like words in his Reasons of Appeale from the Judgment of the sajd County Court to this Court of Assistants ag^t the s^d wo^{pth} m^r Bradstreet before the Country thereby endeavoring to bespatter & Asperse him of whom this Country hath had so long experience of his sincere able & faithfull Administration of Justice = which being Read wth the euidences in the Case produced Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found him Guilty of the whole charge in the 3 Articles = w^m waldron the Court hath Considered of yo^r offence & doe sentenc yow to pay fije pounds fine to the Country in money & to make Confession of yo^r Reflection vpon & Abuse of m^r Bra[d]street in the three articles chardged against you

[63]

1677

on Munday next to the satisfaction of the Court or pay twenty pounds mony as a fine to the Country standing Comitted till the sentence be pformed he had libe^{ty} to goe home on his parrol till 2^d day. when he Came & in open Court presented his Acknowledgment unde^r his hand & was =

To the Right Hono^{ble} Jn^o Leueret Go^d & the Rest of y^e hono^d magistrates now Assembled, at the Court of Assistants in Boston. =

The Humble petiçon of Isaac Waldron. =

Humbly sheweth unto yo^r Hono^s that he is troubled & much greived that he hath any way occasioned yo^r Hono^s Displeasure against him especially by his bold, & passionate speeches wch seemed to your Hono^s as though he endeavored to Impaire yo^r Hono^s Dignity, & Authority But it was neuer in his thoughts so to doe; as by his Actions any time this five or sixe yeares last past may appeare; in wch

* Error in the record for "Isaac."

Isack waldrons Ac-
knowledgm^t

time he hath alwayes obeyed you^r Comands and not only so but willingly, and Contentedly in all things whatsoever; and he supposeth hath troubled the Courts as litle as most haue donne; except these two last Courts, which he was Rather Compelled to it, then desired it wherefore he beseecheth you^r Hono^rs, that yow would be pleased, to excuse and pardon him & take of the fine from of him being it is the first time he was convicted of any Crime he Comitted against your Hono^rs, and also by reason his crime was only words spoke in his passion and was no such abominable action, but may be pardoned, if you^r Hono^rs please according to the Holy word of God as in math the 12th 32 wherein it is thus written whosoever speaketh against the son of man ¶ which is to be vnderstood the son of God or God man ¶ it shall be forgiven him, so consequently if what is spoken against Jesus Christ Shall be forgiven Then certainly yo^r pœnitent petitione^rs words against you^r Hono^rs may be forgiven him. Againe in Luke 17. 3. If thy Brother trespass against thee Rebuke him and if he repent forgive him; if he trespass against thee seuen times in a day and seuen times a day turne againe saying I Repent Thou shalt forgive him which if you^r Hono^rs please to forgive you^r Humble petitione^r it shall obliege him neuer to offend yow more and for euer to pray for you^r Hoⁿo^rs that God would endue yo^r wth his holy spirit enrich yow wth his heavenly Grace prosper yow wth all Happiness and bring yow all to his euerlasting Kingdome through Jesus Christ ou^r Lord ou^r Saviou^r & Redeeme^r —

Isaac Waldron

his fine Remitted
to five pounds (5^{li})

The Court Accept^s of this Acknowledgm^t & there-
vpon orde^s him to pay only the five pounds mentioned
in his sentenc to the Country —

Dep^t Go^od & [m^r w^m]
W^m Hathorne fined
40^s apeece

Itt is Ordered that the Deputy Go^odno^r samuel
Symonds Esq^r. and majo^r willjam Hawthorne depart-
ing hence before the Court was Adjourned are fined
forty shillings apeece to be estreated to the Trespase^r to be charged on
their Accounts —

[64]

1677

Walter Gendall
bound ouer =

Walter^r Gendall was Called & seuerall evidences
Read y^t were produced ag^t him othe^s not being pres-
ent he was by mittimus sent to the keepe^r of the prison in Boston in
orde^r to his tryall nex^t Court of Assistants —

In the Case of Hugh Drury & mary his wife The Court after a due hearing of the Case & evidences therein produced Doe declare that they Doe enjoyne them both to liue together according to the ordinance of God as man & wife

Hugh drury & mary
his wifes order

This Court was dissolved 13th march 1676. —

Att A Court of Admiralty or Court of Assistants held at Boston y^e 17th of Aprill 1677

In the Case of John Parreck maste^r of the Catch Brothe's adventure by his Libell & Complaint exhibited to this Court plaintiffe against Henry Sandiford deffendant for his Injurious and Illegall entring on his sajd ketch on the 4th Instant Aprill wth three men & by force of Armes tooke & keepes possession of the sajd Catch &c according to Attachm^t Dated in Boston 9th of Aprill 1677 reference thereto being had: After the Court had heard & Considered the evidences in the Case produced they Declared Ordered & decreed that the marshall Generall once wthin twenty fowe^r howers goe on board the Catch Brothe's Adventure and deliuer the sajd Catch to John Parricke m^r. of Sajd Catch wth all hir sajles Anco's and appurtenances that belongs to hir & was in hir when he the sajd Sandford tooke hir into his possession And that the sajd Henry Sandford pay vnto the sajd John Parrick for his dammage the summe of eight pounds in money wth the Costs of this Court five pounds thirteen shillings —

present
Jn^s LeDet Esq^r Go^d
Sam Symonds Esq^r
dep^t Go^d
Symon Bradstree[t]
Tho Danforth
W^m Hathorne
Edw Tyng
Tho Clarke
Josec Dudley
— — —
Jn^s Parrick Usus }
Henry Sandford }

whereas in the last Court of Assistants vpon the examination & tryall of W^m waldron & others, seizing Indians at the eastward & making sale of them at Fyall it Appeared to the Court that part of the produce of that voyage was sold to m^r John Hubbard by m^r John Glouer who was Concerned in that voyage & the mony yet in the sajd hubbards hands It was then Concluded that the sajd mony should remajne in s^d Hubbards hands Responsible to the chardge of Recouery of sajd Indians or othe^rwise vpon hearing might appeare Just & so declared in Court to sajd Glouer which being not entred as Concluded the Court doth now order the entry of the same Accordingly y^e 17th Aprill 1677: — *

from 10 : march 76

* This entered twice on the record. See p. 88.

[65]

1677

present
 Jn^e Leueret Esq^r
 Go^d
 Sam Symonds Esq^r
 dep^t Go^d
 Symon Bradstreet
 W^m Hathorn
 Jn^e Pinchon
 Edw^d Tyng
 Tho: Clarke
 Joseph Dudley — —
 — — — —
 Wilkins & Loyds
 libells & Actions wth
 draune

Att A Court of Admiralty held at Boston 22th of
 may 1677.

Jn^e Wilkins master of the bareque flower in
 behalfe of himselfe & ouno's by his libell & Complaint
 plaintiffe against Nicholas Page deffendant for his
 Refusing to pay him for the Hire of the said vessell &
 his & his mates wages amounting in the whole to
 eighty-one pounds eighteen shillings as in & by the
 said libell doeth & may Appeare Dated 17 may
 1677.

The partjes being Called Appeared in Court &
 declared that they were agreed desiring they might haue their entry
 mony The Court ordered the secretary to deliuer them halfe their
 entry mony y^e plaintiff paying the office's ffees for seruing entry &
 = w^{ch} was don

Jame^s Loyd sole ownor of the pinck Hopewell by his libell & Com-
 plaint plaintiff against Nicholas skinner late master of the said pinck
 deffendant for his selling & disposing of a parcell of Rigging belonging
 to the said Pinck & refusing to discouer & Giue an account on oath &
 as in and by the said libell & Attachment refferenc thereto being had
 doeth & may Appeare = In this Case as aboue the partjes declaring
 they were agreed like orde^r past =

In the Case of m^s Lydgett & Company plaintiff
 ag^t Jn^e Poole & deffendt the execution is Respitted
 Courts order as to ag^t Jn^e Poole & deffendt the execution is Respitted
 m^s Lidget & m^r till the nex^t Court of Assistants & then to be Issued
 Pooles Action = out vnles the deffendant Reuerse the Judgment or
 — — — — any part of it before that time =

Att a Court of Admiralty held at Boston on Adjournment the 4th
 of August 1677.

Gideon Baston & Erasmus Bobbat plaintiff by their libell & Com-
 plaint exhibbited to this Court in behalfe of themselues & charles Bennet
 Jn^e Addams. w^m kirby & James pettee seamen & marrine's belonging to
 ship Lixborn * merchant whereof Barthol'mew Hopkins is master de-
 fendant for his Refusing to pay them their wages for fue moneth^s &

* Probably an error of the record for "Lisbon."

one halfe each man at twenty eight shillings p moneth, After the Court had heard the evidences in the Case produced which are on file The Court declares that they leaving one month^s wages for each man due in the sajd maste's hands belonging to each of of * the sajd Seamen from what he brought in & chardged on them particcularly both for brandy Clothes &c according to his Account given in & that he pay them in money i e to Erasmus Bobbat fuety nine shillings & two pence to w^m kirby three pounds eight shillings & two pence to Gideon Baston fowe'

[66]

1677

pounds seven shillings & nine pence to John Addams
three pounds twelue shillings & three pence to James
Pettee forty two shillings & tenn pence halfe penny
to Charls Bennet five shillings & tenn pence in the whole being seven-
teen pounds three shillings & eight pence halfe penny † all to be payd
in money or in Case the sajd master refuse to give to each of the sajd
seamen a sufficient dischargd from the particcular sumes by his Account
chardged on them for himself & those of whom they had the same then
that he pay vnto each of the sajd seamen sixe pounds sixe shillings
in money being fowe' months & a half wages due to
them & is in the whole thirty seven pounds sixteen
shillings and is besides the || month^s || wages of each of
them left in the sajd maste's hands and that he the
sajd master pay the Costs & charges of this Court
being seven pounds ten shillings

Courts Judgment in
Baston Bobbats &c
case ag^t Hopkins

execution Issued out
6 August 77 parties
Agreed & so not
served
[2] R. way =

W^m Kirby being Complayned on for mutinous Carriage against
Bartholmew Hopkins master of the ship Lixbo'n merchant here on
shoare After the Court had heard the evidences ordered that the sajd
kirby make an humble acknowledgment of his miscarriage to his
maste's satisfaction or that the master defaulte one halfe month^s pay out
of his wages =

Att A Court of Admiralty held at Boston 5th
of Septembre 1677.

Jabez Hunt marriner & mate of ship Anne
by his libell & Complaint exhibbited to the Court

present J^{ne} Leueret
Esq^r Goth.
Sam Symonds Esq^r
dep^t Goth

* "of" repeated in the record.

† The sum does not agree with the items.

Symon Bradstreet
Daniel Gookin
Daniel Dennison
Tho Danforth
W^m Hawthorne
Jn^o Pyncheon
Edw^d Tyng
Tho. Clarke
Joseph Dudley

} Esq^{rs}

of Admiralty plaintiffe against John Ely master of the said ship deffendant for his deteyning his wages & expence & for deteyning eight hundred fforty & five pounds of neuis muscavado^o Sugar &c as in the said libell & Attachment Appearas: After the Court had heard & pervsed the evidences in the Case produced they declared they found for the plaintiff and doe orde^r and decree that as an Issue of this Case the deffendant shall pay unto the plaintiffe twenty pounds five shillings in money on all Accounts to this Court exhibbited & y^t y^e master y^e deffend^t deliuer the plaintiff his stau^es wth payment for for * freight & Costs & chardges for this Cour^t:

In Ans^r to the peticon & motion of m^r Jn^o Poole A court of Admiralty was Granted him ag^t m^rs Elisabeth Lydget & Company to be held at Boston on the 7th Instant at one of y^e clocke —

[67]

1677

present
Jn^o Leueret Esq^r Go^d
Sam Symonds Esq^r D^r Go.
Symon Bradstreet
Daniel Gookin
Daniel Dennison
Tho. Danforth
W^m Hawthorne
Edw^d Tyng
Tho. Clarke
Joseph Dudley

} Esq^{rs}

persons Returnd to
Serve on y^e Grand
Jury & sworne are

m^r W^m Parkes
Ric^d wooddey
Benja Negus
moses Payne
Jn^o Anderson
Edw^d Grant
Antho Pearse
michael Ives
Rob^t williams
Jn^o Phillips
Tho Jenner
Timothy mather
Richd. Leeds
noah wisewall

Att A Court of Assistants held at Boston 4th
of Septembe^r 1677 —

Richard Harris plaintiff against Paul Batt
deffend^t in an Action of appeale from the Judg-
ment of the Commissione^rs Court
in Boston after the Attachment
Courts Judgment Reasons of Ap-

[1st Jur]

peale & evidences in the case produced were read
Comitted to the Jury and are on file wth the Reccords
of this Court the Jury brought in their virdict they
found ff^r the plaintiff an Abatement of the forme^r
Judgm^t to five pounds eleven shillings seuen penc &
costs of Court thirty fowe^r shillings & eleven penc

|| m^r || Tho Deane || assignee of Jn^o Glouer || plain-
tiff against m^r John Hubbard deffend^t in an action of
Appeale from the Judgment of the
County Court In Boston in Aprill last
After the Attachment Courts Judg-
ment Reasons of Appeale and evidences in the Case

1st Jur

* " for " repeated in the record.

produced were Read Comitted to the Jury and remayne on file wth the Reccords of this Court the ~~Jury brought in their v^{er}dict~~ The plaintiff wth drew his Action & was ordered to haue his entry mony wch he had =

Jonathan Cane excecuto^r to the last will of Ruth Johnson administratrix to the estate of marmaduke Johnson deceased plaintiff ag^t Jn^o Heyward Attorney in behalfe of the Comissione^rs of the vnited Colonyes deffend^t in an action of Appeale from the Judgment of the County Court at charlsTowne in June last After the Attachment & euidences in the case Courts Judg^t Reasons of Appeale & were read Comitted to the Jury & are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgm^t & Costs of Courts thirty seven shillings & eight pence. =

person[s] Returned
to serve on the 1st
Jury for tryalls of
Appeales life lymb
& banishm^t

— — — —
m^r Nath^l: Graues.
Thomas Edwards
Asaph Elljot
Peter Lyon
Tho. Larkin
Samuel Rugles
Nathaniel Brewer
Symon Stone
Samuel Sterne[s]
Humphry Bradshaw
Job Hide
W^m Barret
— — — —

Jn^o Scarlet executo^r to the estate of Cap^t Samuel Scarlet deceased plaintiff against W^m Prout deffendant in an action of Appeale from the Judgm^t of the the * County Court in Boston in Aprill last after y^e Attachment Courts Judgm^t Reasons of Appeale & euidences in the Case produced were Read Comitted to the Jury and Remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgm^t & Costs of Courts fforty three† shillings & eight pence =

Nathaniel Willjams plaintiff against Hanna Calley deffendant in an Accon of Appeale from the Judgm^t of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury and Remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reversion of the former Judgment & Costs of Courts twenty nine shillings =

* "the" repeated in the record.

† "three" written over "four."

Boston Comissioners
sworne

Cap^t Tho Bratle majo^r Tho. Sauage Cap^t Jn^o Richards m^r John Joyliffe m^r Humphry davy m^r Anthony stoddard Cap^t Tho clarke were p^resented to this Court as the seuen comission^{rs} chosen by ye ffreemen for the yeare ensuing wch the Court allowed & Approoved of & tooke their oath all saue maj^r sauage y^t was absent [6 Sept 77]

[68]

1677

y^e names of y^e 24
Jury for tryalls of
life lymbe & Banish-
m^t and sworn were

— — — —
m^r Elijs: Barron
Thomas Sauage Jun^r
Ephraim Sale
samuel Lynde
Thomas Bingley
Tobias Dauls
Jacob Hewen
Robt Searle dismist
6 Inst
Nath Coolidge
Nath Wilson
Timothy ffoster
w^m Dauls
Benj Thirston in
Roome of Robt
Searle 6 Inst.
— — — —

Jn^o Endecott & Jn^o scottow plaintiffs ag^t Rich^d midlecot Atorney to Joseph Calley hir * husband deffendant in an Action of Appeale from the Judgment of the County Court in Boston July last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the defendant confirmation of the forme^r Judgm^t & Costs of Courts. —

Willjam waldron plaintiffe against James skinner deffend^t in an action of Appeale from the Judgment of the County Court in Boston in Aprill last after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are on file with the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgm^t & Costs of Courts thirty five shilling & two penc

Rauson uers Billings

Willjam Rawson plaintiff against Roge^r Billings deffend^t in an action of Appeale from the Judgment of the County Court in Boston in July last — After the Attachment Courts Judgment Reasons of Apeale & evidences in the Case produced were read Comitted to the Jury and are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the forme^r Judgment & costs of Courts two pounds eleven shillings & eig[h]t penc —

Joy Ag^t Church

Thomas Joy plaintiffe ag^t Joseph Church deffendant in an action of Appeale from the Judgment of the

* Hanna Calley's? See page 95.

County Court in Boston in July last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgmen^t & Costs of Courts fuety three shillings =

Jn^o. Soames plaintiff ag^t Darby Bryant deffend^t
in an action of Appeale from the Judgm^t of the last
Comissione's Court After the Attachm^t the Courts Judgm^t Reasons of
Appeale & evidences in the Case produced were read
Comitted to the Jury & are on file wth the Reccords of
this Court the Jury brought in their virdict they found for the plain-
tiff reuersion of the former Judgm^t & Costs of Courts thirty six shil-
lings & ten penc.

Soames ag^t Bryant30^s. 10^d. Costs

Jn^o Trumble plaintiffe ag^t Arthur Mason deffend^t
in an accon of Appeale from the Judgm^t of the County
Court at charlsTowne = After y^e Attachment Courts
Judgm^t Reasons of Appeale & evidences in the case
produced were read Comitted to the Jury & are on
file wth the Reccords of this Court the Jury brought in
their virdict they found for the deffend^t Confirmation of the former
Judgm^t & Costs of Courts nineteen shillings & ten pence =

Trumble ag^t mason

Jn^o Trumble ouned
in Court he neur Ac-
counted y^e debt now
sued for to this
ounor as payd or
any pt y^e of

— — — — —

[69]

1677

Benjamin Tompson plaintiff against Jn^o Emery
señ deffendant in an Action of Appeale from the
Judgm^t of the last County Court at Ipswich — After
the Attachm^t Courts Judgment reasons of Appeale & evidences in the
Case produced were read Comitted to the Jury and are on file wth the
Reccords of this Court the Jury brought in their virdict they found for
the plaintiffe reuersion of the former Judgm^t & Costs of Court^s fferty
fowe^r shillings =

Tompson ag^t
Emery

44^s:

Peter Egge^ton sue^ty for w^m maze plaintiff against
Daniel mackee deffend^t in An Action of Appeale from
the Judgment of the Comissione's Court in Boston in
July last After y^e Attachment Courts Judgment
Reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury and are Remayning on file wth the Reccords of

makee ag^t maze or
Eggerton =

57^s: 4^d mony

this Court the Jury brought in their virdict they found for the deffend-
ant Confirmation of the form^r Judgment & Costs of Courts seventeen
shillings & ffou^r pence. * —

Sampson Sheaffe plaintiff ag^t Tho. Palmer deffend^t
Sheaffe ag^t Palmer = in an Action of Appeale from the Judgment of the
last County Court in Boston After the Attachment Courts Judgment
Reasons of Appeale & evidences in the Case produced were Read
Comitted to the Jury & are on file wth the Reccords of this Court the
Jury brought in their virdict they found for the deffendt Costs of Courts :
nine shillings & fowe^r pence. —

2^d Jur Cap^t walter Barefoot plaintiff against Xtophe^r
Barefoot ag^t Palmer Palme^r deffendant in an action of Appeale from the
Judgment of the last County Court at salisbury = After the Attach-
ment Courts Judgment Reasons of Appeale & evidences in the Case
produced were Read Comitted to the Jury and are on file wth the
Reccords of this Court the Jury brought in their vir-
dict they found for the plaintiff an Abatement of the
former Judgment to sixty pounds seven shillings &
Costs of Courts six pounds fiuteen shillings & six
Execution Issued
out 9: Sept. 77 for
19th: 15: 6.
penc —

1st Pete^r Golding plaintiff ag^t James Russell excecutor
Golding ag^t Russell to y^e Last will & testament of the late Rich^d Russell
Esq^r deffend^t in an Accon of Appeale from the Judgm^t of the County
Court in Boston in Aprill last after the Attachment Courts Judgment
Reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury & are on file the Jury brought in their virdict
they found for the deffend^t Confirmation of the form^r Judgm^t & Costs
of Courts = thirteen shillings & 2^d

Darby Bryan plaintiff ag^t Jn^o Soames deffend^t in
Bryan ag^t Soames
= non suited = an Accon of Appeale from the Judgment of the last
Comissione^rs Court in Boston the Action & y^e plaintiff was called three
times y^e plaintiff made default by non Appearance & was non suited =

[70]

1677

Jn^o Griffyn plaintiff against Edw^d Goue deffend^t
A as to the saddle A^{*} in an Accon of Appeale from the Judgment of the last

* written over " sixteen shillings & ten pence."

* These words with the caret-marks are in the margin of the original record.

County Court at Salisbury After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted, the Jury and are on file wth the Records of this Court The Jury brought in their virdict i e a speciall virdict: i e if Left fiske had powe^r to Impresse a horse & man as a convoy when he was Returning from the country^s se^rvice then wee confirme the former Judgm^t of sallisbury Court & costs of Court if not wee find for the plaintiff the confirmation of m^r nathaniel Saltonstalls Judgm^t & Costs of Court The magis^{ts} on pe^rvsall of this Judgment finde for the deffend^t Costs of Courts: i e three pounds seventeen shilling & six pence —

Griffyn ag^t Goue

memento y^e Council ordered Edw^d Goue to deliver to Jⁿ Griffin y^e bridle saddle &c in his hands instead of his owne =

— Idem vs Idem on Appeale from s^d salisbury Court as to Riding his horse After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file they brought in their virdict i e a speciall virdict i e if Leiuetenn^t fiske had powe^r to Impress a horse & man as a Convoy when he was Returning home from the Country^s se^rvice, then wee Confirme the forme^r Judgm^t of Sallisbury Court and Costs of Court if not wee ffinde for the plaintiffe the Confirmation of m^r Nathaniel Saltonstalls Judgm^t & Costs of Court [The Magists]* on pvsall of this Virdict finde for the deffendant Costs of Courts three pounds sixteen shillings & fowe^r pence —

Griffin ag^t Goue

s 164

m^s Elisabeth || Dauenport alias Daus || relict & Administratrix to the estate of y^e late Cap^t Nathaniel Dauenport deceased plaintiff ag^t Edward Shippen deffendant in an Action of Appeale from the Judgment of the last County Court in Boston. After the Attachment Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are remayingn file the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgm^t & Costs of Courts thirty six shillings & tenne pence

m^s Dauenport ||
Alias Daus || ag^t
Shippen

Judge 0 Dauenport
66: 17 10

John Saffyn Attorney to Return wayte plaintiff ag^t Jⁿ walley defen^t in an action of Appeale from the Judgment of the last County Court in Boston After the Attachment

Saffyn ag^t Walley.

* This is written over the words "Three po[unds]."

[in fine] Judg^t for
walley 32. 5. 10

Saffins Abatement
20^u & costs of y^e
Court
pap: 18:

Courts Judgment reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the ~~defendant~~ || plaintiffe || an Abatement of the former Judgment to thirty pounds in mony & Costs of Court

matson ag^t dispaw

Thomas Matson plaintiff ag^t Henry Dispaw deffend^t in an action of Appeale from the Judgment of the last County Court at Salem After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the f^ormer Judgm^t & Costs of Courts thirty 2 shillings & 2 pence

[71]

1677

Johnson ag^t Gardiner =

Mathew Johnson plaintiff as Attorney to Richard Neua's plaintiff ag^t Richard Gardiner deffend^t in an action of Appeale from the Judgm^t of the last County Court in Cambridge in aprill last after the Attachments Courts Judgment reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are Remaying on file the Jury brought in their virdict they found for the plaintiff a reuersion of the forme^r Judgm^t at Cambridg Court & Costs of Courts =

Ballard ag^t watts

Jervise Ballard plaintiff ag^t michael watts or his Attorney Benja Daus Deffendant in an action of Appeale from the Judgment of the County Court in Boston in July last after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the form^r Judgm^t & Costs of Courts =

Bratle ag^t Knight & purchis =

Cap^t Thomas Brattle plaintiff ag^t Richard Knight || admstrator c^r || & olliuer purchis deffend^t in an Accon of Appeale from the Judgm^t of the County Court in || Boston || April last Afte^r the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read

Comitted to the Jury & are on file wth the Reccords of this Court: y^e Court ordering its procedure the Jury brought in their virdict they found for y^e plaintiff: the forfeiture of the bond of two hundred & twenty pounds sterling according to bond & Costs of Courts. —

It is ordered by the Court that no Judgment shall passe no^r execution granted in the abouesajd case ag^t Richard Knight as Admstrat^r to the estate of m^r Jn^o Payne vntill there be an orde^rly division of the sajd estate among the credito^rs thereto as the law hath provided refferring to non solvent estates. — By y^e Court Edw^d Rawson Secrety

ord^r phibbting *
execution o^r 9 Sep^r
77 E R S

Cap^t w^m Hudson plaintiffe ag^t Jn^o Ruming deffend^t in an ac^on of Appeale from the Judgment of y^e Comission's Court in Boston in July last

Hudson ag^t Rum-
ings =

After y^e Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff and † abatement of the forme^r Judgment || to three pounds in money || & Costs of Courts twenty six shillings.

Robt Sedgwick plaintiff ag^t Rebeckah willis deffend^t in an Accon of Appeale from the Judgm^t of the Comission's Court in Boston in may last after the Attachment Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were Read Comitted to y^e Jury & are on file the Jury brought in their virdict they found for y^e plaintiff reuersion of the forme^r Judgment & Costs of Courts twenty eight shillings & 4^d

Sedgwick ag^t Willis

[72]

1677

Mary Drury plaintiffe on Appeale from the sentenc of the County Court last in Boston After the Judgment Reasons of Appeale & || evidences || were Read & pervsed by the Bench to whom she refferd herself the magis^{ts} found Confirmation of the forme^r Courts sentence i e. five pounds fine[:] and enjoyned hir & sajd Hugh drury to Appeare before the Court on the Adjornmt the 9 of octob^r ~~next~~ next.

Mary Drury's Ap-
peale

* The Secretary used the character p here by mistake for g.

† Probably an error in the record for "an."

Philip ag^t dudson
no Attachmt^t
Court Judgm^t
given in.

w^m phipps plaintiffe against * Dudson
deffendant in an action of Appeale from the Judgm^t
of the County Court in Boston in Aprill last The
plaintiff appeared in Court & Affir[min]g that they
had Agreed betweene themselves had liberty to
w^d draw his action wch he did —

M^r Freake † ag^t
Robbinson.

Elisabeth Freake † ag^t Nathaniel Robinson
deffend^t who alike as Aboue w^d drew hir Action —

Walter Gendall his
Indictm^t

Walter Gendall of or neere blacke point being
presented & Indicted by the Grand Jury & left to
tryall — was brought to the Barr & was Indicted by
the name of walter Gendall for no^t hauing the feare of God before his
eyes & being Instigated by the Divill in the tyme of the warr wth the
Indians in a perfidious & treacherous way against the Inhabitants of
this Collonyes peace and safety sought to betray them into the ennemyes
hands by his Indeavo^r & Counsell Contrary to the peace of our Souer-
aigne Lord the King his Croune & dignity || & || the law of this Comon-
wealth to w^{ch} Indictmen[t] he pleaded not Guilty Refferd himself for his
tryall to the Bench. The magistrates hauing duely
weighed the Indictment & evidences in the Case pro-
duced against him found him Guilty of the Indictmen^t & doe therefore
sentence yow to Runn the Gantelop thrô the millitary Companyes
in Boston on the 10th Instant wth a Roape about his
necke that he forfeit all his lands to the Country and
be banished out of this Jurisdiction to be gonn by
y^e 6th of octobe^r nex^t on pœnalty of perpetuall Imp^risonmen^t if he Re-
turne Againe & discharging the Costs & charges of the prosecution :A

his Censure

Jn^o Abbot had [26]
Costs

Jn^o watts being presented & Indicted by the Grand
Jury was brought to the Barr & was Indicted by the
name of John watts marriner for not hauing the feare
of God before you^r eyes being Instigated by the Divill in the tyme of
the warr wth the Indians did in a perfydious & treacherous way against
the Inhabitants of this Colony^s peace & safety, to betray them into the
ennemyes hands & hath in or about June last traded powde^r & shott
whereby the ennemy hath binn supplied Contrary to the peace of ou^r

* This space left blank in the original.

† Or Treake.

Soueraigne Lord the King his Croune & dignity & y^e Act of the Council of this Commonwealth.

[73]

1677

~~To which Indictment~~

To wch Indictment he pleaded no^t Guilty put himselfe on his Tryall by God & the bench The Court on consideration of all the euidences in the case produced doe sentence yow to Runn the Gantelop thro^t the Company^s that trayne in Boston on second day nex^t being the 10th Instant & Give in his bond of one hundred pounds for his Good behaiour & pay the Costs || & charge || of the prosecution standing comitted till the sentence be performed —

Watts censure

Jn^o Buttery of marble head was presented & Indicted for Comitting Beastiallity e^r & left to his tryall

Buttery presented

Whereas Captaine Thomas Bratle contrary to lawe in his reasons of Appeale presented & by him owned in this Court in prosecution of his Appeale against the Administrato^r to the estate of John Payne doth highly reflect vpon the Hono^r of the County Court of Suffolke that barred his plea & granted non suite as donn wholly vpon self Interes^t & for the obtainment of their owne claymes and contrary to law and this after this Courts sence given thereabouts and time Allowed him for a Just resentment thereof which yet by his petition he rather deffends then otherwise The Court doth therefore sentence him to be dischardged from his Comission as Comissione^r in the Towne of Boston & pay one hundred pounds mony & stand comitted vntill his sentenc be pformed

Cap^t Bratles sentencon his peticon his fine Abated to 20^{li} & y^e sent as to y^e Comission^s place Remitted

Vpon the motion of Abiell Lambe in behalf of his wife late widdow of Joseph Buckminster referring to hir thirds of sajd Joseph^s estate m^r Thomas weld & Thomas Gardiner seⁿ are Appointed a Committee to Repaire to s^d Lands & set out hir thirds according to lawe

Order abo^t Lambe thirds

W^m Bowdish fined
10^{li}
abated to 5^{li}

W^m Bowdish of Salem fined tenn pounds for his neglect [or] non Appearanc on his peticon & payment of 5^{li} to y^e marshall y^t was [carrjed]: his fine Abated 5^{li}

present
 Jⁿ Lefflet Esq^r Go^d
 symon Bradstreet
 Daniel Gookin
 Thomas Clark

At A meeting of the Council held at Boston: 1st
 of Novembe^r 1677

At y^s Council a cirtifficat was presented to the Council unde^r Charles Gott clarke by orde^r of the militia of wenham y^t John Bilson & Benja. Kimball were Imprest & marched on the Country^s se^rvise vnde^r the Comand of Cap^t Hathorn on 25 octobe^r & Returnd out of the s^d se^rvise on the 24th of Decembe^r & Returnd their Armes also = vnde^rwritt These persons aboue named were left in Garrison at Newitchawannick in Yorkshire & had a ticket from myself wch they alleadge they haue lost: Ri: waldron sar[jⁿ] major

It is ordered that the Comittee of the Army pass this bill to the Tresurer for payment they taking notice that the bill is s^d to be los^t e^r that it come not Againe.

[74]

1677

In Answe^r to the petiçon of Elisabeth Bowe's Affir[m]ing therein that hir husband heard not of the Generall Courts Referring his petiçon to the nex^t Court in midlesex till it was past It is therefore ordered that the Secretary estreat the petiçon & evidences in Benanuel Bowe's case to the nex^t County Court at Cambridge to whom It is Referrd =

1st november 1677
 Vpon the complaint || & peticon || of m^r Isack foster that there is due to him from kittery the sume of seventy pounds e^r The Council Judgeth it meet to Reffer the peticone^r to the County Court at Yorke for taking such effectual course & making such orde^r therein as may Ans^r the peticoners Just expectation therein :

p E R S

m^r w^m Pope being Complained on for his abusive Carriage in Cursing of the Authority here making an orde^r to prevent the spreading of y^e smale pox : as also defaming all the weomen in Boston e^r. After the evidences pduced ag^t him were Read & himself no^t willing to be trjed by a Jury but reffering himself to the Gouverno^r & magistrates The Court declared they had Considered of his offences & sentenct him to be whip^d wth twenty stripes or to pay twenty ma^rkes

w^m popes sentance

or
 13th. 13. 4th fine

fine in money to y^e Country Treasurer standing Comitted till the sentanc be performd

[Blank space.]

[75]

1677

Att A Court of Admiralty or Court of Assistants held at Boston the 7th 7mbe^r 1677

present all y^e mag-
ists =

John Poole merchant plaintiff against Elisabeth Lydgett execcutrix to Peter Lydget late of Boston merchant owno^r of the catch Content & Company the sajd Poole hauing by his petition & libell complained of breach of charter party in that the Catch Content lett to him & w^m Trott in a voyage to fflyall for three month certeine and nine months vncerteine It Appearing by the euidence that the sajd vessell being disabled by great tempests vpon the sea & the owno^s hauing not provided materialls for the repaire of the sajd vessell to make hir sufficient for to bring home the merchants Goods she was sould at fflyall for one hundred mill Rees vpon the Consideration of the whole Case The Court finds for the plaintiffe and doe decree that the deffendant pay to the plaintiffe fowe^r hundred pounds damage in money & costs of Courts seven pounds fowe^r shillings =

Poole ag^t Lidged
/ent: here should
haue binn ent: be-
fore =

vide p 45

Att A Court of Admiralty or Court of Assistants held at Boston 27th Septembe^r 1677

Jn^o Keetch * now Resident in Boston by his libell & Complaint plaintiff against Henry Allin of sajd Boston merchant deffendant for his Refusing to give him an Account of the dispose of a parcell

of Ke'sy^s belonging to m^r w^m Habe'feild of Bristoll & consigned by him the sajd plaintiff to the sajd Allin deffendant as in and by the sajd libell appeareth. After the Court had heard all the pleas and euidences in the Case produced The Court found for the deffendant and did orde^r and decree y^t the said plaintiff shall discharge the charge of the Court & pay the deffendant his costs sixe shillings =

Jn^o Leueret Esq^r Go^d
Symon Bradstreet
Daniel Gookin
Tho. Danforth
Edw^d Tyng
Thomas Clarke
Joseph Dudley } Esq^r

Jn^o Keech Acknowledged in Court that he had received an eleven hogsheads of fish from Henry Alljn as part of the produce of fueteen

* Or Reetch.

peeces of Kersy of m^r Habbe^rfeilds sent by the sajd Keech to value of about ff^y forty fowe^r pounds — E. R. S.

At a Court of Admiralty held at Boston 9th of october 1677

present
Jn^e Leueret Esq^r Go^d
Symon Bradstreet
Daniel Gookin
Tho. Danforth
Edw^e Tyng
Tho. Clarke
Joseph Dudley
— — — —

Esq^{rs}

Nathaniel Cary master of the Catch Elisabeth & margaret plaintiff^f in behalfe of himself & Company against the sajd ketch for his & their wages for eleven months at twelve pounds five shillings mony In y^t Lancelot Talbot his Im-

ployer sent him home from Jamajca wthout any effects & wth a bare noate or bill chardged by him on m^r w^m Harris of Boston who for want of effects Refused to answer his bill and they being yet wthout their wages for which they Craue the decree of this Court against sajd Catch as in the sajd Libell appeares After the Court had heard & pervsed the evidences in the Case produced, doth decree for the plaintiff^f one hundred pounds two shillings & tenn pence in mony wth the costs & chardges of this Court three pounds ten shillings & fowe^r pence —

[76]

1677

Att A Court of Assistants or Admiralty held at Boston 15th octobe^r 1677

present
Jn^e Leueret Esq^r
Go^d : *

In the Case of Ephraim Angier plaintiff^f ag^t Edward winslow master of Catch John^s Adventure The Court vpon all plea^s & evidences vpon file Read & Considered finde & decree for the plaintiff^f the Goods sued for in particcular as mentioned in the libell & owned by the mate or pay five hundred pounds money & Costs of Court three pounds twelue shillings —

In the Case of John Noyse plaintiff^f against Edward winslow master of Catch Johns Adventure — The Court finds for the plaintiff^f the Goods sued for in the seuerall particulars mentioned in the libell as owned by the mate vpon poenalty of three hundred & fuety pounds money & Costs of Court three pounds fueteen shillings

Att a Court of Admiralty held at Boston 20th decembe^r 1677

present
Jn^e Leueret Esq^r Go^d

* No others named as present.

The ship Speedwell being by warrant & orde^r from the Hon^{ble} Go^ono^r directed to the marshall of Suffolk seized & secured wth hir furniture & Ralfe Shelly master & Luke Raster merchant summoned to appeare at this Court to Answer for their breach of the Law for their bringing and Landing of Brandy & breach of the law in that case the warrant & Returne of the marshall therevpon was Read the partjes Allegations & pleas wth the evidences in the Case produced The Court hauing Considered wha^t hath binn prooved & Alleadged in the Case of sajd ship speedwell doe Adjudge the sajd ship speedwell Ralph Shelly master & Luke Raster merchant free from the present seizure hauing entred in England & producing Cocket for their Cargoe But

Symon Bradstreet
Thomas Danforth
W^m Hathorn
Edw. Tyng
Tho. Clarke
Joseph Dudley } Esq^{rs}

whereas It Appearth to this Court that Ralph shelly master & Luke Raster merchant of ship speedwell haue broken bulke, landed in this Harbo^r of Boston Brandy wthout making entry thereof according to law: This Court Doe Adjudge them to pay twenty shillings p tunne, according to sajd law being sixty pounds money =

In Ans^r to the petition of Ralph shelly m^r & luke Raster merchant of ship speedwell the Court Judgeth it meete on the peticone's payment of thirty pounds money to the Tresurer the othe^r part of their fine is Remitted them. = And It is ordered the Tresurer pay the Costs & charges of the Court =

[77]

1677

Att A Court of Assistants held at Boston on y^e 5th of march 1677

Edward Goue Plaintiffe against Henry Benet defendant in an action of Appeal from the Judgment of the las^t County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Committed to the Jury & are on file wth the Reccords of this Court the Jury brought

present
Jⁿ Leueret Esq^r Go^o
Samuel Symons Esq^r
D^r Go^o

Symon Bradstreet
Daniel Gookin
Daniel Dennison
Tho Danforth
w^m Hawthorne
Edward Tyng
Thomas Clarke
Joseph Dudley } Esq^{rs}

in their virdict they found for the
1st plaintiffe reuersion of the forme^r
Ju: Judgmen^t & Costs of Courts fuety
one shillings and two pence =

The names of y^e
Grand Jury sworne
were =
m^r Thomas Hastings
Jⁿ Harrison sen^r

Joseph How
 Thomas Gardiner
 John Vyall
 W^m Hearsy
 Joshua Tydd
 W^m Dady
 Roger sumfitt*
 Enoch wiswall
 Thomas weld
 Samuel willjams
 John Stone
 W^m Bond
 — — —
 The names of the
 first Jury for Ap-
 peales life limbe or
 Banishment sworne
 were =

— — — —
 m^r John walley
 w^m Griggs
 w^m Coleman
 Rich^d Lowden
 Hen^r Balcom
 John wales
 Gamaliel Beamon
 [señ]
 Giles Pason
 Nathaniel Holmes
 Thomas Prentice
 [señ]

Richard Eccles
 w^m Godard —
 — — — —
 The names of the
 second Jury of
 tryalls as above
 sworn
 — — — —
 m^r samuel seawall
 Isaac walker
 Jabez Salter
 Daniel Smith
 James Smith
 Timothy Tyleston
 Sam^r Paul
 stephen willjams
 Jⁿ Henneway
 Jⁿ ward
 Tho Langhorne
 John Bisc[o]
 — — — —

Capt Dudley Bradstreet Left Jⁿ Osgood &
 Selectmen of Andover plaintiff^s against Thomas fuller
 deffendant in An action of Appeale from the Judg-
 ment of the County Court at Ipswich After the
 Attachment Courts Judgment Reasons of Appeale
 & evidences in the Case produced were Read Comit-
 ted to to† the Jury & are Remayn-
 ing on file wth the Reccords of this 1st
 Court the Jury brought in their Ju
 virdiot they found for the deffendant Costs of
 Courts [1^u] 8^s 6^d

Jⁿ knight & Tristram Coffin Attorney^s for y^e
 Towne of Newbe^y plaintiff^s ag^t m^r Richard Dumme^r
 señ deffend^t the Case was Called the Attourney^s lette^r
 of Attorney no^t being Jointly & seuerally Jⁿ knight
 being dead the Court declared Actio moritur persona &
 so it fell. — y^e deffend^t had his costs thirteen shil-
 lings —

Jⁿ Dix[e] plaintiff against Jerremiah morse
 deffend^t in an action of Appeale from the Judgment
 of the last County Court at Charles Towne After the
 Attachmen^t Cour^s Judgmen^t Reasons of Appeale &
 evidences in the Case produced were read Comitted to
 the Jury & are on file wth the Reccords of this Court
 the deffend^t pleading it was matter of law & therefore
 it belonged to the Bench & not to the Jury The
 magis^{tr} hauing heard the case pleas & evidences
 therein declar^d they found for the deffend^t Confirmation
 of the forme^r Judgmen^t at charls Towne Court
 ¶ & ¶ Costs of Courts fowe^r pounds twelue shillings
 & ten pence —

Jⁿ Dix plaintiffe against John Hamond de-
 ffendant After the Attachment Courts Judgment Reasons of Appeale
 & evidences in y^e Case produced were Read Comitted
 to the Jury and are on file wth the Reccords of this

first
 Ju:

* Probably an error in the record for "Summer."

† "to" repeated in the record.

Court The Jury brought in their virdict they ffound for the deffendant
Costs of Courts twenty shillings & eight pence

Robe't orchard plaintiff against Samuel Pollard deffendant in an
action of Appeale from the Judgmen' of the Comissione's Court in
Boston After the Attachment Courts Judgmen' Reasons of Appeale &
evidences in the Case produced were read Comitted to the Jury and
are Remayning on file wth the Reccords of this Court
the Jury brought in their virdict they found for the deffendant
fiuety fiue shillings & tenn pence —

2^d
Ju

W^m Greene plaintiff ag^t John Daud & Solomon
Rainsford deffend' in an Action of Appeale from the
Judgment of the County Court in Boston — After the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case produced
were Read Comitted to the Jury & are on file wth the Reccords of this
Court the Jury brought in their virdict they found
for the deffendant Costs of Courts forty three shillings
& tenn pence — —

exec Issued out

||exec Grted 8 Apr.||

Edmond Bridges Attorney to phillip English plaintiff ag^t James
Browne Attorney to Benjamin mazure deffend' in an action of Appeale
from the Judgm' of the County Court at Salem After the Attachmen'
Courts Judgment Reasons of Appeal & evidences in the Case produced
were Read Comitted to the Jury & are on file wth the Reccords of this
Court the Jury brought in their virdict & found for the Deffendant
Costs of Courts fiuety nine shillings & sixepenc —

[78]

1677

Philip English plaintiff ag^t Benjamin Mazure deffend' in an action
of appeale from the Judgment of the County Court at
Salem. After the Attachment Courts Judgment
Reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury & are on file wth the Reccords of this Court the
Jury brought in their virdict they found, Costs of Courts & tenn shil-
lings damage — the partjes Agreed their Costs in both Cases & damage
& Remajned due to James Browne Attorney to mazure thirty six shil-
lings & sixpenc

English ag^t Mazure

W^m Pitman plaintiff on Appeale from the sentenc
of the last County Court at Boston & being Called
three times but not Appearing to prosecute his Ap-

Pitmans Bond for
gsecution of Ap-
peale forfeited

peale his bond was declared forfeited & Rob^t Rose had his Costs tenn shillings & sixe pence

Robert smith plaintiffe in an Action of Appeale ag^t Nathaniel Batchiler deffend^t After the Attachment Courts Judgment Reason of Appeale & evidences in the Case produced were Read Comitted to y^e Jury & are on file wth the Reccords of this Cour^t the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment the land in Controuersy & Costs of Courts six pounds twelve shillings & eleven pence —

Samuell Gardiner plaintiff ag^t Jn^o Pudney Deffendant in an ac^{on} of Appeale from the Judgm^t of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the Deffendant Confirmation of the forme^r Judgment & Costs of Courts twenty one shillings & fowe^r pence

Jn^o Giffords plaintiff ag^t Jn^o Lee deffend^t in an Action of Appeale from the Judgment of the County Court At Ipswich — After y^e Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment & Costs of Courts fowe^r pounds one shillings * & eight pence

James flood plaintiff ag^t Samuel Legg deffend^t in an action of Appeale from the Judgm^t of the County Court at Boston in octobe^r last After the Attachment Courts Judgm^t Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are on file the Jury brought in their virdict they found for the plaintiff Confirmation of the forme^r Judgm^t & an Addition of seuen pounds eleven shillings damage & Costs of Courts two pounds five shillings & two pence in all sixteen pounds nine shillings & five pence

* Error in the record for "shilling."

Jn^o Blainy plaintiffe ag^t Elisabeth King exexutrix
 e^r Daniel King Ralph King e^r Guardians to y^e
 children of the sajd Blainy deffendts in an action of
 Appeale from the Judgm^t of the County Court at
 Salem After the Attachment Courts Judgment Reasons of Appeale &
 evidences in the Case produced were Read Comitted to y^e Jury & are
 on file the Jury brought in their virdict they found for the plaintiff
 Reuersion of the former Judg^t & Costs of Courts three pounds two
 shillings & 4^d

Blainy ag^t y^e Kings
 2. 2. 4
 of weh
 [fil.]⁵

[79]

1677

Samuel Daus plaintiffe against John Winsley
 deffendant in an Action of Appeale from the Judg-
 ment of the County Court at Boston in octobe^r last
 After the Attachment Courts Judgmen^t Reasons of Appeale & eui-
 dences in the Case produced were read Comitted to the Jury and are
 on file wth the Reccords of this Court the Jury brought in their virdict
 they found for the deffend^t Confirmation of the former Judgment &
 Costs of Courts — The execution is Respitted till the end of the first
 sessions of the Generall Court and the sue^tjes to Continue a moneth
 after —

2 Jur
 Daus ag^t winsley

Hezekiah Vsher plaintiffe against John Vsher
 deffendant in an ac^on of Appeale from the Judg-
 ment of the last County Court in Boston After the Attachment Courts
 Judgment Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury and
 are on file wth the Reccords of this Court the Jury
 brought in their virdict they found for the plaintiffe reuersion of the
 forme^r Judgment & costs of Courts thirty two shillings

2 Jur

Vsher ag^t Vsher
 2 Ju

Cap^t James Olliuer & Thomas Dexter Jun^o plt
 ag^t the Toune of lynn[e &] the selectmen of lynn
 Tho. Laughton e^r deffend^t in an Ac^on of Appeale
 from the Judgment of the County Court at Ipswich
 as to a nonsuit — the Accon was called & the Court After hearing the
 Court of Ipswich Judgment Reasons of Appeale & Ans^r thereto in
 the Case Doe Judge meete to conti[nue] this Action to the determina-
 tion of the Generall Court vpon the Question whither a clarke of the

Olliuer e^r ag^t Tho
 Laughton e^r Select
 men of Lynne

writts in one Toune hath powe' to graunt Sumons or Attachmen' in another Toune —

Joseph Dell & W^m Longfellow plaintiffs against
 Child ag^t Longfellow & Dell
 374 * 00 10^d
 Allwin Child deffend' in an action of Appeale from the Judgment of the County Court in Boston in octobe' last After the Attachmen' Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are on file the Jury brought in their virdict they found for the deffend' Confirmation of the forme' Judgmt & Costs of Courts on y^e plaintiff^s Request the Bond was chanceried to thirty six pounds mony & costs of Courts forty shillings & tenn pence —

W^m Longfellow & Joseph Dell plaintiffs ag^t
 Oxe ag^t Longfellow & Dell
 † 127^a : 3^e. 4^t
 Robt Oxe deffendant in an action of Appeale from the Judgement of the County Court in octob' last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury found for the deffendant Confirmation of the form' Judgm' & on the plaintiff^s Request the Court chanceried the bond to one hundred thirty five pounds mony & Costs of Courts : forty three shillings & fowe' pene :

charles Lydget sue'ty for Anthony Roope plt
 Lydget Ag^t Huxon
 against Thomas Hughson deffend' in an action of Appeale from the Judgment of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are re-mayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

[79^a]

1677

Hudson Leneret Attorney to Jarvis Ballard
 Leflet p Ballard ag^t mi[ch]aell watts & his Attorney Benjamin
 watts p Ben Dantis
 dantis deffendant in an action of Appeale from the Judgm' of the County Court in Boston in octobe' last After the Attach-

* Error for "38^a."† Changed from 127^b.

ment Courts Judgment Reasons of Appeale & othe^r evidences in the Case produced were Read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgmen^t & Costs of Courts = fueteen shillings & sixepenc.

Richard Knight plaintiff ag^t Thomas Heath de-
ffend^t in an Action of Appeale from the Judgment of Knight ag^t Heath
the Comissione's Court After the Attachm^t Courts Judgm^t Reasons of
Appeale & evidences in the Case produced were Read Comitted to the
Jury & are on file the Jury brought in their virdict they found for the
deffendan^t Confirmation of the former Judgmen^t & Costs of Courts
thirty one shillings & fowe^r pence. =

m^r John Smith plaintiff against m^s Elizabeth
Lydget deffend^t in an Action of Appeale from the Smith ag^t Lidgett.
Judgment of the last County Court in Boston after the Attachment
Courts Judgment Reasons of Appeale & evidences in y^e case produced
were read Comitted to the Jury & are on file wth the Reccords of this
Court the Jury brought in their virdict they found for the plaintiff
Reuersion of the forme^r Judgment & costs of Courts thirty five shil-
lings & eight pence.

Leonard Douden plaintiff on Appeale from the
sentenc of the last County Court in Boston After the Douden^s sentenc
Reſt
Reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury and are on file the Jury found for y^e
plantiffe y^t he was no^t guilty of y^e matter chardged ag^t him & Reſt
the forme^r sentenc

Phillip Bullis plaintiff ag^t Hudson Leueret Ad-
ministrator to y^e estate of the late Bazaleell Payton Bullis ag^t Leueret
deffendant In an action of Appeale from y^e Judgment of the last
County Court at Boston After the Attachm^t Courts Judgment Reasons
of Appeale & evidences in the Case produced were Read Comitted to
the Jury and are on file the Jury brought in their virdict they found
for the plaintiff Reuersion of the forme^r Judgmen^t & Costs of Courts
thirty fowe^r shillings & ten pence =

W^m Phipps plaintiff ag^t Elisabeth Hamond in an
Action of Appeale from the Judgment of the County phipps ag^t Ham-
ond =
Court in octobe^r last in Boston After the Attachment

Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file the Jury found for the deffend^t Confirmation of the former Judgement three pounds in mony or money^s worth & Costs of Courts thirty five shillings & tenn pence

Ans^r to Robert Earles petition & Courts order to Repaire y^e prison
 In Answer to Rober^t Earle keeper of the prison in boston his peticon It is ordered that the Trespere^r of the Country & the Tresurer of the County of Suffolke shall & are hereby ordered & Impowred to orde^r mee^t Instruments fforthwith effectually & substantially to repaire the prison that escapes of malefacto^rs may be prevented

[80¹]

1677

Samuel Hunting of charls Toune was presented by y^e Grand Jury and Indicted by the name of Samuel Hunting who at or upon the foweth day of Decembe^r last in the woods by shooting of his gunn in the night did kill the person of John Dexter Contrary to the peace of ou^r Soueraigne Lord the king his Croune & Dignitje the lawes of God & of this Jurisdiction being brought to the barr and y^e Question proposed whithe^r Guilty or no^t Guilty he declared he owned the Indictment & Refferd himself to the Bench as to his triall —

Samuel Hunting Guilty of manslaughter
he is fined 20^{li} to the widow of sajd Jⁿ Dexter

After the Bench had Considered the evidences & pleas declared they found it to be manslaughter And Judged it meet to fine him the suffie of twenty pounds to the widdow of the sajd John Dexter towards hir losse & dammage and as a fine to the Country five pounds w^{ch} is Respitted till the Court take further orde^r

& 5^{li} to ye Country wch is Respitted

Darby Bryan Resident in Boston being presented by the Grand Jury & was Indicted by the name of Darby Bryan for his not hauing the feare of God before his eyes & being Instigated by the diuill did in or vpon the one & thirtieth day of January last in the night being found in Bed with Abigaile Johnson Comitt the Act of Adultery Contrary to the peace of ou^r Soueraigne Lord the King his Croune & Dignity the lawes of God and of this Jurisdiction being at the Barr & pleading not Guilty on the question whom he would be trjed by sajd by the Bench The Bench hauing heard the evidence & the pleas in the Case did

Darby Bryans sentence

Adjudge & sentence him to be by the marshall Genⁿ or his order from the prison to the Gallows presently after the lecture in Boston & there Cause him to stand wth a Roape about his necke & fastned thereto one howe & then taken doune & tyed to a Carts Tayle and at Left ffrrary^s doore stripped from the Girdle vpwards on his naked body to be whipped thence to the prison wth thirty nine stripe^s well layd on & there left till he dischardge the chardge of prosecution ¶ to marshall web 6 6 ¶ & ffee^s of Court —

Abigaile Johnson now resident in Boston being presented by the Grand Jury & was Indicted by the name of Abigaile Johnson for that she not having the feare of God before hir eyes & being Instigated by the Divill did in or vpon the one & thirtieth day of January last in the night being found in bed wth Abigall Johnsons
Indictm^t Darby Bryan comitt the act of Adultery wth him Contrary to the peace of our Soueraigne Lord the King his Crowne & dignity the lawes of God & of this Jurisdiction to wch Indictmen^t she pleaded not Guilty & put himself on the triall on the bench who hauing heard the evidences & pleas in y^e Case did Adjudge & senten[ce] hir the sajd Abigaile Johnson to be carrjed by the marshall Generall or his orde^r to y^e Gallows e^r in like manner as aboue in Darby Bryan^s sentence to suffer in all respects — no charges but six shillings & 6^d for y^e marshall Genⁿ as to y^e ex[ec]ution of y^e sentence & fees of Court —

[80^r]

1677

Marea a Spanish Indian servant to stephen ffrench being presented was Indicted by the name of Marea Marea Indictm^t Indian of weymouth for not hauing the feare of God before hir eyes & being Instigated by the diuill did in octobe^r or nouembe^r last murde^r hir child contrary to the peace of ou^r Soueraigne Lord the king his Croune & dignity the lawes of God & of this Jurisdiction — After the Jury had perused the evidences in that Case produced they brought in their virdict they found hir not Guilty. —

Robe^t Dendy bound ouer to Ans^r for his Convey- Dendy^s sentenc ing a Gimblett to Cooly e^r prisone^s that Brake the prison & are escaped After the Court had heard the Case they sentenct him to be seuerely whipt wth twenty stripes or pay the fine of twenty

pounds money to the Country. In Answer to the peticon of Robe't Dendy *c^r* the Cour^t Saw Cause to Remitt the fine to forty shillings & fees of Court = y^e 40^s was pajd in Court & by Return wayt sent to y^e Tresu^r.

In Answer to the petition of Rebeckah Cooly
An^s to Rebeckah wife to Richard Cooly that was Comitted to prison in
Cooly^s petition = orde^r to his triall *c^r* y^e brake y^e prison & is fled *c^r*
 The Court Respitts y^e Answer to hir peticon till the nex^t Court of As-
 sistants =

Ephraim Beamis of water Towne being Complayned on & bound ouer to this Court for his trapp[ani]ng & Pandoring of mary Willard by his lying & false Information in orde^r to hir being abused by one Jn^o oynes vnde^r y^e name of one m^r woodman was brought to the barr & charged therewth desiring his libe^rty to be tryed by a Jury wch was granted him After the pleas & evidences in the case produced were read Comitted to the Jury and are on file the Jury
Ephraim Beamis brought in their virdict they found him y^e sajd Ephraim Beamis by lying & false Information Guilty of witting & willing trapaning & pandoring of mary willard to the end that John oynes might Comitt Adultery with hir = The Court hath Considered of yo^r offence whereof yow the sajd Ephraim Beamis stands Convicted and doe sentence yow by the order of the marshall Gennerall or his order to be Carrjed to the Gallowes & there Caused to stand wth a Roape about your neck fastned thereto for one howe^r and then taken doune and tyed to y^e Carts tayle & at Leiftenn^t Frary^s to be stripped from the Girdle vpwards: & then Cause the executione^r to whip yow thence to the prison wth thirty nine stripes on yo^r naked body & there leaue yo^r in prison till yow discharge the || charge of yo^r || prosecution & pay ffes of Court — which_Δ

Thomas Bell & Henry willis of stonington brought & presented their bill of charges for bringing downe John Dickeson
Bill of charge for & Benja: Barker that had broake Prison wch came to
bringing doune Bar- sixe pounds twelue shillings It is ordered that the
ker & Dickeson = Tresurer of the Country Discharge the sajd bill of
 charges sixe pounds twelue shillings in mony & chardge it_Δ the keeper
 of the prisons Account as to his sallery. Robe^t Earle.*

* The keeper of the prison.

[81]

1677

John winsland being bound ouer to Answe^r for his killing of [^] murdering of william Taylor = The grand Jury * on prvsall of the euidences in y^e case brought in their virdict they found him not Guilty of witting or wilfull murder =

[Large blank space.]

[82]

1677 †

Att A Court of Assistants or Court of Admiralty held at Boston 24 May 78 & thenc Adjourned to 28th Instant may =

Thomas Bromhall mate Richard peete's Lawrence Boales & John Ragland marrine's of Catch John and Benjamin plaintiffs by their libell & Complaint exhibbited to this Court 24th may 1678 & Adjourned to 28 Instant at one of the clocke against w^m Long m^r of the sajd Catch Jn^o & Benjamin deffendant = according to Attachment dated 17th may: 1678. who wth the sajd vessell was Attached and bound ouer in one hundred twenty & sixe pounds to respond the decree & Judgment of this Court for that the sajd Deffendant Refused to pay vnto the sajd mate & Company their seuerall wages i e to y^e s^d Bromhall mate twenty fue pounds ten shillings or thereabout and to the sajd Peeter a thirteene pounds to sajd Boules a tenn pounds ten shillings & to the sajd Ragland a fuety shillings for their se^rvice donn in sajd Catch as in sajd Attachment & by euidence & sajd maste's Acknowledgement appears After the libell Attachment & euidences in the Case produced were read & are on file the Court found for the plaintiff^s and orde^r & decree that the Deffendant m^r & Catch pay vnto Thomas Bromhall twenty fue pounds fue shillings to Richard Peete's twelue pounds fueteene shillings to Lawrence Bowles tenn pounds [^] to Jn^o Ragland fuety shillings wth Costs & charges of Court three pounds seven shillings & two pence in all fuety three pounds seventeen shillings & two pence mony. =

present
Jn^o Leueret Esq^r Got^t
Symon Bradstreet }
Daniel Gookin } Esq^s
Tho Danforth }
Edw Tyng }
Joseph Dudley }
— — — }
On 28: y^e same & W^m
Hathorn Esq^r

execut: Issued out
29th: 78.

Olliuer Berry Mate Georg Bucknell w^m Lydston John Potts, Philip Blansheard Jn^o Kelsey, Tho Cox; Jacob Halgen charles Broune

* Error of the record for Jury of Trials?

† Error in the original for 1678.

& Edward Blancheard marrine's of the Pincke Endeavo' plaintiff^s ag^t James Lang master of the sajd Pincke endeavo' deffend' according to libell & Complaint exhibitted to this Court & Attachment dated 27th may 1678. The sajd master & pinke being bound ouer to this Court to Respond the plaintiffs for their seuerall wages for se'vice donn in sajd Pincke to value of one hundred twenty & fowe' pounds eight shillings & six pence or thereabouts expressed in the ~~Attachment~~ ¶ ffoote of the ¶ sajd libell appeares After the libell pleas & evidences in the Case were read & duely Considered of the Court declared they found for the plaintiffs and did orde' and decree that the deffendant pay vnto olliuer Berry nineteen pounds fowe'teene shillings to Georg Bucknell eleven pounds seventeen shillings & six pence to Phillip Blansheard tenn pounds eleven shillings to w^m Lydston eleven pounds six shillings to Jn^o Potts seventeen pounds eight shillings & six pence to John Kelsey nine pounds eight shillings to Thomas Cox tenn pounds twelve shillings to Jacob Halgen tenn pounds eight shillings to charles Broune nine pounds two shillings & to Edward Blansheard seven pounds two shillings in all one hundred & seventeen pounds eight * shillings mony wth Costs & charges of Court three pounds nine shillings & eight pence in all one hundred & twenty pounds seventeen shillings & eight pence each man defalking six shillings & eight pence apeece for their proportion of drink mentioned in y^e masters Account.

[The two following paragraphs are on the margin of the page]:

James Bell marine' of Catch Betty by his libell plaintiff ag^t Edw^d North master of sajd Catch deffend' for Remainder of his wages as in s^d libell on file is exprest After the libell & evidences in the Case produced were Read e^r the plaintiff wthdrew his Ac^{on} paying y^e deffend' his Costs thirteen shillings —

memento. novembe' 78 y^e marshall left wth me nine pounds seuen shillings & fowe' pence to be Reponded † to y^e owno's of James Lang.

[83]

1677 †

Att A Court of Assistants or Cour^t of Admiralty called & sitting in Boston 1st day of July 1678 and Adjourned to y^e 9th July 1678.

Jn^o Culpepper master of the barcq Called the Recouery by his libell & Complaint plaintiff against John woodmansey deffendant as p

* Error in the record for "nine" ?

† Error in the record for "Responded" ?

‡ Error in the record for "1678."

his said libel: exhibited to this Court Appeareth for his the said woodmansey arresting the Barcq Recouery & Cargoe on pretence of a debt due to him from Zechariah Gillam to whom the said Barcq & Cargoe as he pretends doth belong thereby prejudicing the said Culpepper & his owne's making a stop of the said Barcq & Cargoe to his great Damage to value of one hundred pounds as in s^d libell 24 June || 78 || may appeare After the Court had heard the s^d libell & evidences in the Case produced & Considered the same they found for the plaintiff the deliury of the said ship & Goods in such condition as it was seized & five pounds damage & Costs of Court three pounds one shilling all in mony. — ~~fty-three~~

Jn^o Joanes marriner belonging to the ship treble Croune by his libell & Complaint plaintiff ag^t w^m Sterry master of the said ship deffend^t for that he the said stermy m^r & Comande^r of said ship hath refused to pay vnto the said Joanes eight pounds tenn shillings mony due to him for his wages for his se^rvice donn in said ship for five months twenty six dayes as in said libell is expressed as also for deteyning from him the said Joanes his chest cloaths & what is in his chest as Instruments e^r being also worth tenn pounds more in money in all the sume of eighteene pounds in mony: After the Attachment libell & evidences in the Case produced were read & duely Considered the Court declared they found for y^e deffendant Costs of Court

[Blank space.]

[84]

1678

Att A Court of Assistants held at Boston
3^d of Septembe^r 1678. — & Adjourned to the 5th
of Septembe^r Inst.

The Grand Jury brought in their bills of
preseñt & Indictm^t and were discharged — 6
(7)78.

present	
Jn ^o Leneret Esq ^r Go ^o	
Sam. Symon[s] Esq ^r	
deft Go ^o 5 th	
Symon Bradstreet 3	} Esq ^r
Daniel Gookin 3	
Daniel Dennison 5	
W ^m Hawthorn 3	
Jn ^o Pynchon 3	
Edw ^d Tyng 3	

Isaack waldron plaintiff against W^m Hende^rson
deffend^t in an accon of Appeale from the Judgment
of the County Court in Boston in
Aprill last After the Attachment
Courts Judgmen^t Reasons of Appeale
& evidences in the Case produced

execut Issued out
31 m^{ch} 78
[dd to M^r Nor^m]

persons Returnd to
serve on the Grand
Jury sworne

— — — —
m^r W^m Parkes
W^m English
W^m Bartholmew
Elisha Hutchinson
Dani. Turill

Ralph Haughton
 Jn^e Pelton
 Eljas Row
 James Cary
 Jonas Clarke
 W^m maning
 Henry Bright
 Jn^e warren
 phillip Torrey
 ———
 persons Returnd to
 serve on y^e 1st Jury
 for trialls of Ap-
 peale & for life &
 Sworne
 ———
 Left Samuel Rugles
 Stephen Burton
 Jn^e V[ya]ll^e
 Thomas Bill
 David Jones
 Jn^e Swett
 matthew Solly
 James Prentice
 w^m Parry
 Nathaniel Coolidge
 Toby dauis
 Tho. moore insted
 of Jn^e Swett in y^e
 Capitol Case only:
 ———

were Read Comitted to the Jury & are on file wth the
 Reccords of this Court the Jury brought in their vir-
 dict they found for the deffendant
 mem to 4th fl: Confirmation of the forme^r Judgment
 & Costs of Courts fuety three shilling & eight pence

Isaack Waldron plaintiff ag^t Thomas Tare deffend^t
 in an action of Appeale from the Judgment of the
 County Court at Portsmouth after the Attachment
 Courts Judgment Reason^s of Appeale & evidences in
 the Case produced were read Comitted to the Jury &
 are on file wth the Reccords of this Cour^t the Jury
 brought in their virdict i e: In Case the Honoured
 Court doe Judge y^e word day[†] in the top of the Ac-
 count to be all one wth the word daw in the bottome
 of the Account then wee finde for the deffendant
 the Confirmation of the former virdict wth y^e Costs of
 Courts otherwise wee finde for the Apellant Costs
 of Courts The magis^{tr} doe finde for the plaintiff Costs
 of Courts fowe^r pounds sixteen shillings

Francis Nurse plaintiff against Zerrubbabell Endeco^t defend^t in
 an action of Appeale from the Judgment of the County Court at
 Salem After the Attachment Courts Judgment Reasons of Appeale &
 evidences in the Case produced were read Comitted to the Jury and
 are on file wth the Reccords of this Cour^t the Jury brought in their
 virdict they found for the deffendant Confirmation of the forme^r
 Judgmt & Costs of Courts three pounds nineteen shillings & sixe pence.
 It is ordered by the Go^ono^r & magistrates that execution in this Case
 be suspended till the plaintiffe make his Aplication to the nex^t Gen-
 erall Cour^t in octobe^r next. =

[85]

1678

James Barnes plaintiffe ag^t Thomas kemble &
 Richard Willjams deffend^t in An action of Appeale
 from the Judgment of the Comissione^rs Court last in
 Boston. After the Attachm^t Courts Judgment Reasons
 of Appeale & evidences in the Case produced were

Barnes ag^t Kembell
 & W^m &^r executi
 Issued out 22(7): 78
 The names of y^e
 persons Returnd to
 serve on the 2^d Jury

* Written over "White."

† Day, Ship's Captain. As to the words, see the original papers, Suff. Files, Nos. 1734 and 1773.

read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for y^e plaintiff Reuersion of the former Judgm^t & damage fowe^r pounds seventeen shillings & three pence & Costs of Courts fuety one shillings & tenn penc: in all. 7 : 9. 01 :

¶ exec Issued out 22 Sep^t 78 E R S. ¶

Daniel fairefeild plaintiff ag^t Elizabeth fairefeild deffend^t in an action of Appeale from the Judgment of the Comissione's Court in Boston. After the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment wth seuen shillings more & Costs of Courts twenty & seuen shillings & tenn penc.

Jn^o Clary plaintiffe against Benja willington deffend^t in an action of Appeale from the Judgment of the las^t County Court at Cambridge. After the Attachment Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for [the] deffendant Confirmation of the forme^r Judgment & Costs of Courts = twenty seuen shillings & fowe^r penc

of tryalls for Appeals & sworne
— — —
m^r Joseph Beannis
Sampson waters
Tho: Stanbury
James Halsey
Jn^o white Joy[ne]
Jn^o Betts
Jn^o Smith
Tho Greenwood
Jn^o Jackson
Richard Sattle
Caleb Lambe
Tho: Bird
— — —

Clary Ag^t Willington 14 p 1: 4^d due
execut^d Issued out
Apr^{il} 29, 1679 E R.

Sarah Alcock: widdow relict of the late Sam Alcock plaintiff against Rich^d meade deffend^t in an Accon of Appeale from the Judgment of the County Court in Aprill last in Boston = y^e partjes being Agreed the plaintiffe had libe^{ty} & did wthdraw hir Accon. =

Alcock ag^t mead.

Roge^r Rose plaintiff ag^t Samuel Stowell deffend^t in an action of Appeale from the Judgment of the last County Court in Boston after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffnd^t Confirmation of the former Judgment & Costs of Courts forty eight shilling^s & three pence =

Rose ag^t stowell
48. 3^d: fl 12

Richard way & Jn^o Endeco^t plaintiffs as trustees
 Rich. way & Jn^o Endeco^t ag^t Benj Alford
 c^r to Martha Emery c^r ag^t Benjamin Alford Attur-
 ney to Jn^o Sweeting of London Adm[inis]trato^r to y^e
 estate of his son Jn^o Sweeting deffend^t in an Acton of
 Appeale from the Judgment of the County in July last at Boston
 After the Attachm^t Courts Judgment Reasons of Appeale & evidences
 in the Case produced were Read Comitted to the Jury & are on file wth
 the Reccords of this Court the Jury brought in their
 execution Issu^d virdict they found for the deffend^t Confirmation of the
 forme^r Judgmen^t & Costs of Courts thirty nine shillings & fowe^r
 pence —

[86]

16[78]

Cap^t Jn^o Hull plaintiff ag^t Elisha Cooke Attorney to Cap^t Jn^o win-
 coll deffendant in an Action of Appeale from the Judgment of the
 County Court in Boston in Aprill las^t After the Attachmen^t Courts
 Judgm^t Reasons of Appeale & evidences in the case
 Hull ag^t Cooke produced were Read Comitted to the Jury and are on
 file wth the Reccords of this Court the Jury brought in their virdict i e
 If according to law a man may sue as an Attorney Irrevocable in an-
 other mans name but for his oune vse & behooffe (of him the sajd At-
 turney) and yet his Attourniship in any respect not Invallid nor
 thereby made an Assignee then — wee finde for the deffendant a Con-
 firmation of the forme^r Judgment & Costs of Courts: If othe^rwise wee
 finde for the plaintiff & Costs of Courts In this Case the magists
 finde for the plaintiff Costs of Courts — fiuety nine shillings —

Richard way & Jn^o Endeco^t trustees c^r to martha
 way c^r ag^t Kent Emery plaintiffs against w^m Kent & Richard Knight
 Attorneys to Samuel Hauford deffend^t in an action of Appeale from
 the Judgment of the last County Court in Boston After the Attachment
 Courts Judg^t Reasons of Appeale & evidences in the Case produced
 were Read Comitted to the Jury & are on file wth the Reccords of this
 Cour^t the Jury brought in their virdict they found for the deffend^t Con-
 firmation of the forme^r Judgment & Costs of Courts three pounds fue-
 teen shillings and tenn pence —

Jn^o Turno^r plaintiff ag^t Seth perry deffend^t in an Acton of Appeale
 from the Judgm^t of the Comission^s Court in Boston
 Turner ag^t Perry the action Called the partjes being Agreed had libe^rty
 to & did wthdraw his Action.

George Purkis substitute to Charles oughtred Attorney to Samuel Sheaffe of London plaintiff in an action of Appeale ag^t Jn^o Palmer y^t married wth Sarah Relict & Admns-
tratrix of the estate of John windor as also against the
estate of y^e late Robt Gibbs in the hands of Jonathan Corwin that
married wth Elisabeth the relict *es* of s^d Gibbs deffendant from the
Judgm^t of the County Court last in Boston the Accon was called Courts
Judgment Reasons of Appeale & Ans^r thereto Read on all_^ was heard
the Court ordered y^t each _^ partjes have their oune pape's Againe —

Purkis ag^t Palmer
& Corwin

In the second Accon of Georg Purkis plt ag^t
the same persons in all Respects like order was de-
clard —

Purkis ag^t Palm^r
& Corwin

[87]

1678

Theode^r Atkinson plaintiffe against Abraham Perkins deffend^t in
an Accon of Appeale from the Judgment of the County
Court last at Salem: After the Attachment Courts
Judgment Reasons of Appeale & evidences in the
Case produced were Read Comitted to the Jury and are on file the Jury
brought in their virdict they found for the plaintiff Reuersion of the
forme^r Judgment & Costs of Courts fowe^r pounds & fowe^r pence

Atkinson ag^t
Perkins

Jn^o Putman Nathaniel Putman John Dodge *es* plaintiff on Ap-
peale from the sentence of the County Court last at
Salem. The plaintiff & majo^r Hawthorn declaring
they were agreed had libe^{ty} to wthdraw their Accon —

Putmans on
Appeale *es*

Samuel Apleton Juⁿ plaintiff in an action of Appeale ag^t majo^r
Thomas Sauage deffendant from the Judgment of the
last County Court at Salem After the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case pro-
duced were read Comitted to the Jury & are Remayning on file wth the
Reccords of this Court the Jury brought in their virdi[c]t they found
for the deffendant Confirmation of the former Judgment & Costs of
Courts fowe^r pounds three shillings & seuen pence —
Samuel Apleton Juⁿ in open Court he attainted the
Jury: — & Samuel Apleton Juⁿ in two thousan[d] pounds & Samuel
Apleton & W^m Dounes his sue^tj^es in a thousand pounds apece
acknowledged themselves respectively bound to the Tresurer of the

Apleton ag^t Sauage

Beamms forman

Country on Condition that Samuel Apleton Jun^d prosecute his attaint of the sajd Jury at the nex^t Court of Assistants to effect E R S.

Jn^o Gifford plaintiff in an action of Appeale from
 Gifford ag^t Lee the Judgment of the last County Court at Ipswich =
 || ag^t Jn^o Lee deffend^t || After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgmen^t & Costs of Courts five pounds eight shillings & tenn[^] & though the bond was desired to be chancerjed the partjes were heard
 ^ Court declared they saw no Cause to Chancerje the bond. =

Thomas Lacy plaintiff in behalf of Robe^t oxo ag^t Jn^o Keene
 Lacy ag^t Keene deffend^t in an Action of Appeale from the Judgm^t of the County Court in Aprill last after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the forme^t Judgment & Costs of Courts fuety sixe shillings & tenn pence.

[88]

1678

Tho Lacy q^d Robt oxo plaintiff ag^t Augustin melott
 Lacy ag^t melott deffend^t in An action of Appeale from the Judgment
 || milott || of the County Court at Cambridge Tho Lacy owned
 in ye 1st Case of himself to his master m^r oxo Attorney & sajd so Ap-
 abt y^e bond = peared in Cambridge Court & doth so at y^e Court m^r James whetcombe one of y^e said oxo suertjes for s^d oxo psecution of the Appeale owned also y^t he was m^r oxo Attorney & stands by him as such to psecute y^e Appeale as he is bound And so it pceeded After the Attachmen^t Courts Judgment Reasons of Appeale and evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Cour^t the Jury brought in their virdict they found for the deffendant Confirmg the former Judgmen^t & Costs of Courts

Tho. Lacy plaintiff ag^t Augustin melot deffendant
 Lacy ag^t melot as to in an action of Appeale from the Judgm^t of the
 Sallery 2 Acti County Cour^t at Cambridge After the Courts Judg-
 men^t Reasons of Appeale & evidences in the Case produced were Read

Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersing the forme^r Judgm^t & Costs of Courts three pounds eleven shillings & tenn pence =

Joshua Boynton pl^t ag^t Stephen Cross deffend^t in an action of Appeale from the Judgm^t of the County Court at Ipswich partie^s being Agree^d y^e plaintiff had libe^rty to & he did wthdraw his Ac^{ti}on

Boynton ag^t Crosse

Nathaniel ffox plaintiff ag^t Jn^o Leueret Esq^r Go^d defend^t in an action of Appeale from the Judgment of the last County Court in Boston the Partjes being Agreed the plantiff had his libe^rty to & he did wthdraw his action =

ffox ag^t Jn^o Leueret
Esq^r Go^d

Cardin Drabston of waterTowne spinster being presented by the Grand Jury was brought to the barr & Indicted by the name of Cardin Drabston se^rvant to Christophe^r Grant seⁿd for not hauing the feare of God before hir eyes hauing Comitted fornication & brought forth a child on the thirtjeth day of June last pretending the same to be dead borne not Calling any help at hir trauaile being Instigated by the diuill murdered it Concealing it fise days & then buried it in sajd Grants yard Contrary to y^e peac of ou^r Soueraigne Lord the king his Crowne & dignity the lawes of God & this Jurisdiction, to wch Indictment the prisone^r at the barr pleaded not Guilty put herself on triall on God & the Country after the euidences ag^t hir were Read & Comitted wth the Indictmen^t to y^e Jury & are on file the Jury brought in their virdict they found hir not Guilty of murder according to Indictment

Cardin Drabston^e
Indictm^t

ordered [she] dis-
charge the wittness
& keeps ffees e^r:

[89]

1678

Christophe^r Grant Juⁿd of WaterTowne being presented by the Grand Jury was Indicted by the name of christophe^r Grant Juⁿd for not hauing the feare of God before his eyes being instigated by the diuill hauing Comitted fornication wth Cardin Drabston of sajd water Tounne spinster whereby she brought forth a child into the world on 30th of June last which was murdered & kept fise dayes & then buried it Concealled the murde^r & made no discouery of it Contrary to the peace of our Soueraigne

xtophe^r Grants JB
tryall e^r

Lord the King his Croune & dignity the lawes of God and of this Jurisdiction to which Indictment the prisoner at the barr pleaded not Guilty & put himself on his trjall by God & the Country afte^r the euidences ag^t him were read & wth y^e Indictment Comitted to the Jury the Jury brought in their virdict they found him not Guilty according to Indictment

Mary Hare being presented by the Grand Jury was brought to the barr & was Indicted by the name of mary hare wife of Dauid Hare for not hauing the ffeare of God before you^r eyes & being
mary Hares Indictⁿ
for Adultery Instigated by the Diuill did Comitt Adultery in the Absenc of you^r husband who went hence to virginea about the midle of July 1677 & was absent till the midle of may last Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction to wch Indictment she pleaded not Guilty put himself on triall on God & the Country — After the euidences produced ag^t hir were Read Comitted to the Jury & are on file wth the Reccords of this Cour^t the Jury brought in their virdict they found hir not Guilty according to Indictment

Also Mary Hare the wife of Dauid Hare was Indicted by the name of mary Hare for not hauing the feare of God before hir eyes being
Mary Hares Indictmⁿ
for murder Instigated by the diuill Comitted Adultery in the Absence of you^r Husband on 13th August last brought a child into the world & for want of timely help murdered it contrary to the peace of ou^r Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction — to which Indictment she pleaded no^t Guilty & put himself on triall on God & the Country. After the Indictment & euidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found hir not guilty

It is ordered y^t y^e prisone^rs discharge all the charges of witnesses & fees of Court

[90]

1678

Tho Kenny negro to francis wyman being bound ouer to this Court from Cambridge made default & his sue^tjes being thrice called ffrancis wyman his sue^ty Came afterwards while the Cour^t was sitting wth the negro wch was Accepted — & sajd ffrancis wyman Acknowl-

edged himself to stand bound in the same bond he was bound in to the Tresurer of midlesex for the Appearance of his negro Thomas Kenny at the Court of Assistants Sep^r 1678 that he shall appeare before the nex^t Court of Assistants in march next
as Attests Edw. Rawson secrety

9th of Sep^r 1678.

Itt is ordered that the Tresurer of the Country m^r Jn^o Hull deliuer & pay vnto major Hawthorne (who is Appointed by the Gennerrall Court to keepe hampton & salisbury Courts this yeare, the sume of fuety shillings mony to enable him thereto: — E R S.

Alexande^r Colman * being Complayned on for his endeavoring to make disturbance of the people in time of publick worship on the last Lords day in the 3^d meeting house in Boston by Going in wth only a dirty f^rock of Canvice all bloody & no othe^r cloaths y^e Constable hauing Carried him to prison he was sent for & being demanded whenc he came he Came from neuis the last place being Askt why he endeavored to make disturbance to the people of God on y^e Lords day while they were in the publick worship of God c^r The Court Considering yo^r offence sentenc^t yow † to be whipt wth 15 stripes on y^e naked bod[y] well lajd on & by y^e constable to be sent out of Toune putting on his frock

In answe^r to the petition of m^s Hope Ambrose Informing that hir husband m^r Samuel Ambrose hath absented himself from hir vpwards of fowe^r yeares & left hir not only wthout due prouission for the maintenance of herself & children but as Appeares by the testimony of w^m Timberleg & John Hunt in Jamajca hath broake his marriage Couenant & keepes another woman at Jamajca as his whore & hath || had || carnall fellowship wth hir seuerall times || & wth others || as he hath boasted The Court Judgeth it meete to declare that he hath broake his marriage Couenant wth hir and so she is at libe^{ty} to marry wth another man — past E R S

Hope Ambrose
divorce

Vpon the difference betweene Hugh march & Dorcas his wife It was put to the Question whither Hugh march and the sajd Dorcas might still lawfully live as man & wife The Court Resolued it on the negative —

Courts Resolue as
to Hugh march &
Dorcas his wife ||

* Or Calman.

† Written over the word "him."

[91]

1678

Att A Court of Assistants or Court of Admiralty held at Boston
14th of octobe^r 1678

present
Jn^o Leueret Esq^r
Go^d
Symon Bradstreet
Daniell Dennison
Tho Danforth
Jn^o Pinchon
Edw^d Tyng
Joseph Dudley
— — —

m^r Dominick Bodkin plaintiffe by his libell & Complaint exhibbited to this Court bearing date 10 Instant ag^t m^r Robe^t Brimsden deffend^t for that he the said Brimsden hath broken the Charter party by Coming away from virginea wth the vessell called the Beginning & one necke master of y^e said barcq leauing him in a strajng place & forcing him to his great damage to leaue his Concernes & follow him hither where he hath wayted on him for fise months if possible to receive sattisfaction *or* as in the said Attachment Refferenc thereto being had appeares After the plea^s & euidences in the Case produced by the parties the Court declared they found for the deffendant Costs of Court twenty eight shillings & fowe^r pence =

Att A Court of Assistants || or || Admiralty held at Boston the 8th
of nouembe^r and Adjourned to the 13th Jnstant 1678

present
Jn^o Leueret Esq^r
Go^d
Symon Bradstreet
Esq^r D G.
Daniel Dennison
Tho Danforth
w^m Hawthorne Esq^rs
Edw^d Tyng. —
Nathani: Saltonstall
— — —

In the Case of Paul Creane Boat swajne of the ship James ffrygott in behalfe of himselfe & Jn^o ffreeman Gunner Othra Christo^pher Carpenter Jn^o Coale Jn^o wheatly Jn^o Smalebones Anthony viner & Joseph Good[uin] marriners of s^d ship plaintiff^s against said ship James ffrygot & Robe^t Daniel the now master thereof deffendant according to the libell & Complaint wth the Attachment of said Creane bearing date *or* for that the said Robe^t Daniel successor of Solomon Blackleach now master hath refused and doth to pay them their wages as Justly Appeares by their Account Giuen in amounting to seventy one pounds twelue shilling^s & fise pence after the Court had heard the Case pleas & euidences therein produced they declar^d they found for the plaintiffs that the deffendant ship *or* pay the plaintiffs their wages in mony seventy one pounds twelue shillings & fise pence damage & Costs & Charges of Court ffowe^r pounds seven shillings =

Dominicke Bodkin merchant plaintiffe against John Necke of Boston marriner late master of the barcq, called the beginning deffend-

ant according to libell Complaint & Attachment bearing date the 6th Instant as therein & thereby reference thereto being had more Amply Appeareth After the Court had heard all the pleas & evidences produced by the plaintiffe and deffendant The Court doth orde^r & decree that the deffendant pay the plaintiffe the ballance of the Account three pounds sixteen shillings penny halfe penny wth twenty pounds damage in money and Costs of Court three pounds eleven shillings and sixe pence in all twenty seven pounds seven shillings & seven pence halfe penny —

[92]

1678

In the Case betweene m^r w^m Taylor m^r Richard wharton & Cap^t Peeter Hawto * Atturney^s to Cap^taine Barnard Lemoigne plaintiff & Cap^t Tho. white m^r Samuel Rauenscro[f]t † & their Complices deffend^m for disposing & sharing the Goods of a dutch prize or prizes named the Griffin and Nassaw stranded on the Island nantuckett and taken in the bay of metansis in Cuba by virtue of a Commission granted to the sajd Barnard Lamoigne by m[onsee^r] Le [Seū] Ponsaw Goūno^r for the ffrench king at the Turtudoes and the Coasts of Domingo by wch Comission the sajd Cap^t Le-moigne was obleidged to returne with his pri[z]es by him taken to Petit Guauare † his Commission Port This Court hauing heard the pleas & Allegations of both partjes doe find for the plaintiff and doe Adjudge that the sajd dutch prize Called the Griffyn wth all hir Goods and othe^r money^s or estate taken in the sajd shippes ought to haue binn Carrjed to the said Comission Port, and therefore doe decree that the sajd ships & Goods & money produced by the sale of any of the sajd goods and all othe^r moneys & estate taken in the sajd ships be deliuered to the sajd Cap^t La-moigne or his Atturney^s; he or they giuing bond with sufficient sue^rtjes to value of fowe^r thousand pounds that the sajd ship & goods shall wth all convenient speed (the dainger of the seas excepted) be sajled and brought to the sajd Port for the behooffe of the sajd le-moigne & Company taking wth him eithe^r all if they be willing or so many of them as shall be sufficient to make their pleas for their shares & Interest as also Henry Jacob the Gunner of the sajd ship who hath petitioned this Court on behalfe of his owno^s that he may there make his pleas And In Case the sajd Le-moigne or his Atturney^s shall refuse or neglect to give in bond as aforesajd at or before the 15th of the nex^t moneth then the sajd ship & goods shall be seized & remajne in such office^s as shall

* "Otto" in the County Court Record.

† Or Guanare.

be appointed by the Goṽnor & Council till furthe^r orde^r be taken and the deffend^t to pay Costs of Court twenty five pounds twelue shillings & sixe pence = y^e Court is dissolved

Att a Court of Admiralty or Cour^t of Assistants held at Boston 2^d January 1678

Henry Wheeler late master of the ship Recouery in behalfe of himself & owno's by his libell & complaint exhibbited to this Court bearing date 28th of Decembe^r 1678, plaintiffe against m^r Anthony Cheeckly and Ijdia his wife formerly the wife of the late Benjamin Gibbs & Adminstratrix to his estate deffendant In an Acçon of the Case largely exprest in the aboue mentioned libell and is for not sattisfying him for the hire of sajd ship Recouery for eight months & one third of a moneth at thirty five pounds p^p moneth weh amounts to two hundred ninety one pounds thirteene shillings & fower pence as also for chardges & disbursments and what one Recoured for his wages as in the sajd libell is exprest as by sajd wheelers oath on file c^r = After the Attachment and

[93]

1678

euidences in the Case produced were read & duely Considered of the Court declared they Adjudged and did order and decree for the plain-tiffe after the deduction of the late Benjamin Gibbs Credit the summe of three hundred sixty two pounds fueteen shillings and five pence in money out of the estate of the late Benjamin Gibbs y^e Costs of Court [five ?] pounds [12^s] shillings || 6^d || being included in y^t sume aboue =

This Court was dissolved = E R S.

present
Symon Bradstreet || Esq^r ||
Goṽ
Sam Danfort^h Esq^r Dep^t Goṽ
Daniel Gookin
Daniel Dennison
W^m Hawthorne
John Pinchon
Edw^d Tyng
Joseph Dudley
Nathan[^h] Saltonstall
Humphry Davy
— — — — —

Esq^{rs}

• Att A Court of Admiralty or Court of As-sistants held at Boston 15th may 1679 and Adjourned to 29th may 1679 *

John ff^rancis Boatswayne John Middle-ton Carpenter John Todd Peter ffletcher & Richard Derry marriners of & lately belong-ing to the ship Endeavo^r plaintiff^s Against Samuel Smith Comande^r of sajd ship en-deavo^r deffend^t for Refusing to pay them their seuerall wages in mony to the said ff^rancis

* This and the three following records of admiralty courts were evidently entered by the Secretary out of their chronological order. They should have been entered after the record of the March term, 1678-9, which ends on page 98 of the original.

after the Rate of forty five shillings p month till y^e s^d ship arrived at Barbadoes & from that time forty eight shillings p moneth, to John Todd after the Rate of thirty three shillings p moneth & to Peter Fletcher & Richard Derry their wages after the Rate of thirty two shillings p moneth & John midleton his wages after the Rate of three pounds tenn shillings p moneth as by the Portlidge bill may Appeare & m's Acknowledgment in Court After the libell Attachment & evidences in the Case produced were Read & duely Considered The Court orde's & determine for the saj^d Boatswaine & seamen fuety fowe' pounds ten shillings money as their full wages to be diuided in proportion amongst them at the Rates vpon which they were shipped as in s^d libell & Complaint defaulting what they haue Received of the saj^d m' & Costs of Court fower pounds nineteen shillings & two pence. —

Att A Court of Assistants or Admiralty held at
Boston 31 may 1679

Phillip welch Thomas Smith & Peeter michael
marriners of the Catch olliue branch by their libell &
Complaint exhibbited to this Court plaintiff ag' Edward
Barnes master of saj^d Catch & saj^d Catch deffendant for that the
saj^d Edward Barnes Refuseth to pay unto Peeter welch his wages
for eleven months & a halfe se'vice at forty shillings p mo twenty
three pounds money and to Thomas Smith for his wages for tenn
month one half at twenty seuen shillings p month fueteene * pounds
three shillings & sixe penc and to Peete' mitchell for
his wages fowe'teen pounds fowe'teen shilling^s in all
fuety one pounds seventeen shillings & sixpenc mony
After the libell & Complaint & evidences were Read & duly considered
The Court Judged it meet to declare and decree that the saj^d Edward
Barnes y^e master & saj^d Catch pay vnto the aboue saj^d Plaintiffs the
saj^d some of ffuety two pounds seven shillings † & sixe pence mony &
Costs of Court three pounds eight shilling^s deducting what they haue
Received = ‡ In Ans' to the peticon of Elizabeth Lisley The Court on
pervsall & consideration of the evidences in the Case
doe grant the peticone's request and doe declare hir to
be freed from hir Couenant of marrjage made wth y^e
aboue named Robert Lisley § : — :

present as aboue =
Go^d
Dep^t Go^dmo^r e^r
as^a

welch e^r ag'
Catch olliue Branch

Elizabeth Lysley^s
diuorce

* Fourteen ?

† Fifty-one pounds seventeen shillings ?

‡ What follows here was probably inserted at a later date.

§ His name does not appear before in the record.

[94]

1679

present
 Symon Bradstreet Esq^r
 Goth
 Thom: Danforth Esq^r
 dep^t Goth

Daniel Gookin
 W^m Hawthorn
 Jⁿ Fyncheon
 Edw^d Tyng
 Joseph Dudley
 Humphry Dany
 — — — — —

Att A Court of Assistants or Court of Admiralty sitting in Boston the 14th of June 1679

Samuel Smith Comander of the ship endeavour plaintiff in behalfe of himself & owno's ag^t John Francis Jⁿ Middleton John Todd c^r according to his libell[^] Attachm^t bearing date 12 June 79 After the Courts p^rvsall of the sajd libell & euidences in the Case produced The Court Adjudged for the plaintiff & doe Orde^r & decree that the deffendant^s pay the plaintiffs fowe^r pounds damage in mony & three pounds fueteen shilling & fowe^r pence as Costs —

The Deposition of Thomas Sexton now master of the ship Elizabeth being in London in the month of february last past did receive A ve^rball direction or orde^r from old m^r Elkin to keepe a bayle of Goods or deliuer it vnto m^r John wayte In Case his son Nathaniel Elkin were dead the which Bajle of Goods doth belong vnto m^r Edward Bass merchant in London & the Cause of old m^r Elkin his giving such orde^r vnto me was because he himself as he told me stood bound vnto m^r Basse that his sonn Nathaniel Elkin should make him the sajd Bass Returnes for the goods the Bayle is marked NE no 7

deposed in Court 14 June 1679. p^r Edw. Rawson secre[ty]

Att A Court of Assistants or Admiralty held at Boston 25th october 1679

willjam marston mate John Anay Boatswajne nicholas Ginnop Gunner Edward North Hugh may Jacob ketore Henry Gabricke George wood michael Caswell Thomas mande^r & John Perrin marriners belonging to the ship Apollow * * * & Henry Hollaway m^r of s^d ship defend^t for that he sajd Hollaway m^r Refuseth to pay the aboue mentioned w^m marston mate Jⁿ Anay Boat swayne nicholas Gunnop Gunner wth y^e s^d marri-ne's their seuerall wages for their se^rvce performed in s^d ship for seven months & eight dayes from Jamajca to the Lagoone of Tr[o^a] † in y^e bay of Campeacha & thenc to Boston as p^r portlidg Bill c^r as p^r Attachm^t

Henry Holloway ap-
 peard in Court &
 owned y^e y^e se^ruill
 sums mentioned * *
 in the libell was &
 Is Justly due to y^e
 se^ruill seamen to be
 p^d y^em in mony here
 only had no^t effects
 in his hands to dis-
 chardg them * *

* These marks are in the original.

† Termino^s ?

dated in Boston 21th octobe^r 1679 may Appeare * * after the Court had heard the pleas of plaintiff & deffend^t they did determine order & decree that the said ship Apollow & said master || thereof || Henry Holloway should pay vnto the plaintiffs. i: e. to w^m marston mate for his wages twenty one pounds sixteen shillings being 3^u p^p mon^h to John Annay twenty one pounds sixteen shillings to Nicholas Gunnop Gunner after 40^e p^p mo. fowe^rteen pounds twelue shilling to Hugh may after 39^e p^p mo. fowe^rteene pounds fowe^r shillings to Jacob Katore fowertene pounds fowe^r shillings to Henry Gabrick after thirty fue shilling p^p mo. twelue pounds fueteene shillings & six pence to Georg wood y^e like twelue pounds fueteen shilling & six pence to michael Caswell the like twelue pounds fueteen shillings & six pence To Thomas mander at 29^e p^p mo. tenn pounds eleven shillings and six pence & to Georg Perrin after 30^e p^p mo. tenn pounds nineteen shillings each mans time being 7 mo & 8 dayes in all, one hundred sixty one pounds on[e] shilling * all in money wth costs of Court fowe^r pounds fowe^r shillings & six pence mony.

[95]

1678

Att A Court of Assistants held at Boston 4th march 1678.

Samuel Apleton Jun^r plaintiff in an Acton of Attaint from the last Court of Assistants ag^t the Jury there whereof m^r Joseph Beamis was foreman deffendts the plaintiffe and deffendant Appeared pleaded to the Case both lette's of Attorney was produced & owned in Court after all the pleas and evidences in the Case produced were heard Read & Comitted to the Jury the Jury brought in their virdict they found for the plaintiffe Reuer- sion of the forme^r Judgment & Costs of Courts sixe pounds sixteen shillings —

Mary ffigg plaintiffe against Thomas Bake^r de- ffend^t In an action of Appeale from the Judgment of the last County Court in Boston
After the Attachment Courts Judg-
ment Reasons of Appeale & eui-

20th
mony

present
Jⁿ Leueret Esq^r Go^{vt}
Symon Bradstreet Esq^r
dep Go.
Daniel Gookin
Daniel Dennison
Tho: Danforth
Edw Tyng
Joseph Dudley
Nath^l Saltonstall
— — —
Grand Jurymen
Returnd & Sworn
were
— — —
m^r w^m Parkes
Edw^d Drincker
Jⁿ Harrison se^r
francis Hudson
moses Payne
Tho Tollman
Thomas Trott
w^m Gary
Randall Nicholls
Aron Ludkin
Samuel Andrewes
Rich^d Dana
Tho ffigg

* This amount indicates that Edward North's share (fourteen pounds twelve shillings ?) was omitted by the Secretary in making up his record.

W^m Goddard
 — — — —
 Jury men Returned
 for Appeales life
 limbe & sworn
 were in Jury.

|| for ye Attaint ||

Mr Jⁿ Long.
 W^m Whitwell
 W^m Hobby
 Jervas Ballard
 Jacob Hewins
 Henry Leadbetter
 James white
 Obadia Hawes
 Tho. Edwards
 Tho walker
 Tho Bligh seⁿ
 Jⁿ waite
 Jⁿ may
 Joseph Griggs
 Jⁿ Ruggles
 Samuel Craft
 Nath Rand
 Jⁿ Trumball
 W^m Agur
 Stephen Francis
 Francis Boman
 Jⁿ Benjamin
 Jⁿ Trajue
 Jⁿ Neulsson
 — — — —

dences in the Case produced were read Comitted to the Jury and remajne on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & costs of Courts. [32^r.]

Jⁿ Pickard & Ezekiel Northend plaintiff^s in an action of Appeale ag^t W^m* Longfellow deffend^t from the Judgment of the last County Court in Salem † = After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict i: e a speciall virdict origine & † the Court finds for the deffendant Confirmation of the Judgment of the bench at Salem Court & Costs of Courts fuety nine shillings & eight pence

Tho Leauer seⁿ plaintiff in an action of Appeale ag^t Phillip Nelson deffend^t from the Judgment of the last County Court at Ipswich Attorneys in y^r Accon Appearing & shewing their powe^r the plaintiff declar- ing that the Accon was Agreed wth consent of y^r Court wth drew his Accon =

James Smith plaintiff ag^t michael Bouden deffendant in an action of Appeale from the Judgment of the County Court at Salem After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant the Confirmation of the forme^r Judgment at Salem Court i e thirty nine pounds two shillings & Costs of Courts forty fowe^r shillings & fower pence =

James Smith plaintiffe against michael Bouden deffendant in an action of Appeale from the Judgment of the County Court last in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are

* Written over "Jⁿ."

† Written over "Boston."

‡ For details of this case see Court Files Suffolk No. 1792, where is the original special verdict at the County Court, and also a copy of the record of the Court of Assistants, attested by the Secretary, more full and differing somewhat from this.

on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgment^t [&] Costs of Courts thirty two shillings & fowe^r pence =

Cap^t James Olliuer & Tho: Dexter plaintiffs against the Towne of lynn deffend^t in an action of Appeale from the Judgment of the last County Court at Salem. After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the defendant Confirmation of the former Judgm^t & Costs of Courts five pounds fowe^rteen shillings & two pence =

[96]

1678

Richard Acco^man plaintiffe against Thomas valentine deffendant in an Acton of Appeale from the Judgment of the last County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict & found for the deffendant Confirmation of the forme^r Judgment, Costs of Courts thirty two shillings

Exec Issued
out

Thomas Clarke plaintiffe against John Allin deffendant in an action of Appeale from the Judgmen^t of the last County Court at Hampton. After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgm^t & Costs of Courts = three pounds twelue shillings =

exec Issued
out 8 1 78

Joseph knight plaintiff ag^t Sam: Peacocke deffend^t in an action of Appeale from the Judgm^t of the Commissione's Court in Boston After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case

persons Returnd to
serve on the 1st Jury
of trials for Ap-
peales for life limbe
e^r sworne were =

— — — —
m^r John Neulson
James white
Henry Leadbetter
Tho Langhorne
J^{ne} wayte
J^{ne} Rugles
Samuel Craft
Joseph Ryall
Nathaniel Rand
w^m Agur
ffrancis Boman
J^{ne} Trajne

persons Returnd to
serve on the 2^d Jury
of tryall for Appeale
life limbe e^r
sworne =

— — — —
m^r J^{ne} Long
W^m Hobby
Jarvis Ballard
Jacob Hewin
Tho Bligh
J^{ne} man
Daniell Turell Jun^r
obadiah Hawes
Joseph Griggs
stephen ffrancis
J^{ne} Benjamin
Symon Coolidge
— — — —

exec Issued out 7
may 79 for 3: 12: 6

produced were read Comitted to the Jury and are remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts twenty six shilling^s & sixe pence

Theode^r Atkinson plaintiffe against Abraham Pe^rkins deffendant in an action of Appeale from the Judgment of the County Court at Ipswich = After the Attachment Courts Judgment

y^e bill
12th

Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgm^t & Costs of Courts =

Theode^r Atkinson plaintiff against Abraham Pe^rkins deffend^t in an accon of Appeale from the Judgment of the County Court at Salem last after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case presented were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgment & Costs of Courts three pounds seven shillings & fowe^r pence =

Atkinson ag^t
Pe^rkins

exec Issued out

Henry Roby & Nathaniel Boulter plaintiff ag^t Robe^t Evans || deft || in an Action of Appeale from the Judgment of the County Court last at Hampton after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the forme^r Judgm^t & Costs of Courts

Roby & boulter ag^t
Evans

executi: Issued out
11 ¹/_{mo} 78.

[97]

1678

Nathaniel ~~Moore~~ || Boulter || & w^m moore plaintiff ag^t Humphry wilson defend^t in an Action of Appeale from the Judgment of the last County Court at Hampton After the Attachment Courts Judgm^t & Reasons of Appeale wth y^e evidences in the Case produced were read Comitted to the Jury and are on file

Boulter ag^t wilson

wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgm^t & Costs of Courts ffuety nine shillings & tenn pence =

m^r Jonathan Tyng plaintiff ag^t nicholas chadwell deffendant in an action of Appeale from the Judgment of the County Court at Salem After the Attachm^t Courts Judgment Tyng ag^t Chadwell
Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reÜsion of the forme^r Judgment & Costs of Court thirty * five shillings exec Issued out

Nathaniel Jacob plaintiff ag^t Ephraim & Isack ffellowes c^r deffend^t in an action of Appeale from the Judgment of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts = three pounds fueteen shillings & 4^d = Jacob ag^t ffellowes

m^r Hezekiah Vshe^r plaintiff against John Vshe^r deffend^t in an Accon of Appeale from the Judgmen^t of the County Court in Boston in octobe^r last After the Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the defend^t Confirmation of the forme^r Judgm^t & Costs of Courts the plaintiff desired his bond might be chanceried the Court on Consideration of the pleas on both sides chanceried the bond sued to fuety pounds mony & Costs ffuety two shillings & 6^d. Vsher ag^t Vsher

Jn^o man Plaintiffe ag^t majo^r Thomas Savage deffend^t in an action of Appeale ffrom the Judgmen^t of the Comissione's Court in Boston The Accon was Called the Reasons man Ag^t Savage
not being Given in season i e Daylight The Court declared the Accon ought no^t to proceed & y^e Court Granted the deffend^t his Costs

Abell Porter plaintiff ag^t Edw^d Cater deffend^t in an Accon of

* Written over the word "twenty."

Porter ag^t Cater Appeale ff^rom the Judgment of the Court of Asso-
ciats at Portsmouth: this Ac^on was also Called no
Reasons Returned so the Accon fell & Costs granted to the deffend^t &
the bond declar'd to be forfeited =

Gatchells Indictmt
e^r Bethyah Gatchel was presented & Indicted by
the name of Bethiah Gatchell for no^t hauing the
feare of God before hir eyes & being instigated by the
diuill Comitted Adultery Contrary^A the peace of our Soueraigne Lord
the King his Croune & dignity the lawes of God & of this Juris-
diction to wch she pleaded no^t Guilty put himself on tryall by God &
the Country ~~they~~ the Jury finds hir not Guilty according to Indictment
the Court enjoyned hir to Appeare before the nex^t County Court at
Ipswich to Ans^r for hir notorious lying e^r discharging fees of Cour^t
& Costs of prosecution to be discharged [Skerry] * Costs 21^s allowed

[98]

1678

Ellino^r may being Indicted & by the virdict of the Jury of tryalls
legally Convicted of whoredome & of hauing a Bastard child in hir
husbands absence is sentenced to be tyed to a Carts Tayle & whipt
vpon hir naked body from the Prisson to the place of hir aboad not
exceeding thirty nine stripes well & seuerely layd on, and also to
depart out of the Toune of Boston wth in tenn dayes nex^t Comeing
after hir Correction and no^t to returne againe wthout
Ellino^r may^r
Sentenc licence from the Go^uno^r or two magistrates vnde^r his
or their hands in writting and in Case after that time
the said Elljnor may shall be found in Boston or any of the precincts
thereof Contrary to this Order she shall be App^hended by the Con-
stable on notice given by any of the Inhabitants of the said Toune &
Comitted to Bridewell there to remajne vntill the Councill or Court of
Assistants shall Give furthe^r orde^r Concerning her: she discharging
ffees of Court & Costs of wittnesses to be discharged =

In Ans^r to the peti^on of Rebeckah Cooly* as to a divorce The
Court Judgeth it meet to declare that on pervsal of the evidences ag^t
Richard Cooly that the said Rebeckah is free and set at libe^ty fr^o hir
marriage Couenant wth hir said Husband Richard Cooly =

Boston 19 m^och 1678³

vnde^r a true Copie of the Judgment of this Court
in the Case betweene m^r Hezekiah vs^rher plainti^{ff} ag^t

* Henry Skerry of Salem, marshal ?

m' Jn^o vshe^r as on y^e othe^r side of this page is word for word stands vnder writt & endors^t as followeth Received the sume of fiuety one pounds nineteen shillings & eight pence of m' Hezekiah Vsher Junio^r in mony by virtue of the wthin written or aboue Judgment of a Court of Assistants as aboue expressed — 50: 19 8* wittnes maudit Engis (endors^t p John Vsher — march 20 7^g

Maudet Engis of Boston Aged about seventy yeares being deposed before vs doth say that he sawe m' Hezekiah vshe^r on the 19th day of this Instant pay his brother m' John Vsher of Boston the sume mentioned in the Receipt on the back side vnder the Copy of the Judgment of the Court of Assistants and that he saw m' John Vsher to signe and deliuer the sajd Receipt and did put his hand as a witnes thereof sworne by maudet Engis the day & yeare aboue written before vs

Daniel Gookin
Edward Tyng

Entred & Recorded in perpetuum
Rei memoriam At Request of the
sajd m' Hezekiah Vsher the 3^d day
of July 1679

p Edw^d Rawson secre^t

[99]

1678

Att A Court of Assistants held at Boston
the 2^d of Septembe^r 1679

Trystram Coffin Attorney to Richard
Lowle & Cap^t w^m Gerrish plaintiff^s ag^t Benjamin
Lowle deffendant in an Acton of Appeale
from the Judgm^t of the County Court at
Ipswich After the Attachmen^t Courts Judgment Reasons
of Appeale & euidences in the Case produced
were read Comitted to the Jury & are on file wth the
Reccords of this Court the Jury brought in their vir-
dict they found for the plaintiff^s reuersion of the
forme^r Judgment & Costs of Courts sixe pounds nine-
teen shillings & eight pence
1st Jry

present	
Symon Bradstreet Esq Go ^t	
The Danforth Esq ^r dep ^t Go.	
Daniel Gookin	
Daniel Dennison	
W ^m Hathorn	
Edward Tyng	
Joseph Dudley	
Nathaniel Saltonstall	
Humphry Davy	
— — —	
persons Returnd to serve on y ^e Grand Jury sworne were	
— — —	
Cap ^t Daniel Hench- man	
John Blake	
Rich ^d wooddy	
Jn ^o Conney	
John Scarlett	

* The amounts given here in the record do not agree with each other or with the amount stated in the record of the judgment. See above p. 137 for the judgment referred to.

Tho Tyleston
 Tho Dauenport
 W^m Clough
 Jⁿ Pentecost
 Jonas clarke
 W^m maning
 W^m Bond.
 — — — —
 persons Returnd
 to serve on y^e
 1st Jury of tryalls
 for Appeales life
 lymbe & sworne
 were
 — — — —
 m^r Anthony check-
 ley
 Thomas Edwards
 Bozoone Allen
 Thomas Jenner
 Jacob Green Ju^d
 Ezra Clap :
 Timothy Tyleston
 Samuel Andrewes
 noah wisewalle
 John Blisco
 John Morse
 Daniel Brewer
 — — — —

Stephen Butler plaintiffe against willjam Hol-
 lowell Ju^d Benja Hollowell & Edward Ashley de-
 fend^t in an action of Appeale from the Judgment
 of the last County Court at Boston After the Attach-
 ment Court^s Judgment^s Reasons of Appeale & eu-
 idences in the Case produced were read Comitted to
 the Jury & are on file wth the Reccords of this Court
 the Jury brought in their virdict they found for the
 deffendants a Confirmation of the forme^r Judgment
 In part that * In part that is to say the moyety of the
 houses & lands which belonged to the estate of Ben-
 jamin Ward according to Inventory or fowe^r hundred
 pounds in money & Costs of Courts
 2^d Ju. ffuety sixe shillings & tenn pence =

Abraham Broune of [Salis]bury plaintiff against
 Samuel ffellowes deffendan^t in an Action of Appeale
 from the Judgment of the last County Court at
 Salisbury After the Attachment Courts Judgment
 reasons of Appeale and evidences in the Case pro-
 duced were read Comitted to the Jury and are on file wth the Reccords
 of this Court the Jury brought in their virdict they found for the
 plaintiff Reuersion of the former Judgment & Costs of
 Courts three pounds fowe^r shillings & fower pence =
 2^d Ju.

willjam Griggs plaintiff ag^t peeter chocke de-
 fend^t in an Accoon of Appeale from the Judgment of
 the ~~Comissione^rs~~ County Court in Boston : After the Attachment
 Courts Judgment Reasons of Appeale & evidences in the Case pro-
 duced were Read Comitted to the Jury and are on file wth the Reccords
 of this Court the Jury brought in their virdict they found for the
 deffendant Confirmation of the forme^r Judgment & Costs of Courts =
 twenty shilling^s & sixe pence
 1st Ju

Stephen Bussell plaintiff Against samuel Ballat deffendan^t in an
 action of Appeale from the Judgment of the County Court at charls-
 Toune After the Attachment Courts Judgment Reasons of Appeale &
 evidences in the Case produced were Comitted to the Jury & are on
 file wth the Reccords of this Court the Jury brought in
 their virdict they found for the plaintiff reue'sion of
 2^d Jur

* Written over the words "& Costs of Courts" and then both cancelled.

the forme' Judgment & Costs of Courts forty three shillings & two pence :

Peeter chocke plaintiff ag^t Nathaniel Peirce deffendant in an action of Appeale from the Judgment of the Comissione's Court in Boston After the Attachment Courts Judgmen' Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgm^t & Costs of Courts sixteen shillings & tenn pence

[100]

1679

George Purkis Attorney to Laurence Baske'vill plaintiff against the Goods or estate lately belonging unto John windor merchant in the hands of John Palmer who marrjed the relict & Admnstratrix of y^t estate & the Goods or estate belonging to the late Robe't Gibbs as also the Goods of James whetcomb deffend^u in an Accon of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendants Costs of Courts thirty five shillings & tenn pence.

1st Ju

persons Returnd to
serve on y^e 2^d Jury
for trials of Ap-
peales lfe ljmbe
e^r sworn

— — — —
m^r Edward Willis
Robert Howard
Thomas moore
Eljas Row
Ellice Wood
Rich^d Norcross
Thomas streight
w^m Gary
John Gore
Thomas Longhorne
w^m Coleman
James Hubbard
— — — —

Henry Allin & Company plaintiff ag^t w^m Tomljn deffend^t in an Accon of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the deffendant Costs of Courts eighteen shillings & fowe' pence /

1st Jury

John Veren plaintiffe against John ffros' de-
ffendant in an action of Appeale from the Judgment
of the Comissione's Cour^t in Boston After the Attachment Courts
Judgment reasons of Appeale & evidences in the Case produced were
read Comited to the Jury & are on file wth the Reccords of this Court
the Jury brought in their virdict they found for the deffend^t thirty

veren ag^t frost

two yds of noyl'es Canvas at 18^d p yrd or forty eight shilling and
 six pence money & Costs of Courts twenty two shil-
 2 Jur. lings & 4^d.

Thomas Woodbridge Attorney & sue'ty to Cap' Paul white plain-
 tiff ag' Jotham* Hendrick deffend' in an Accon of Appeale
 woodbridge ag' from the Judgment of the County Court at Salisbury.
 Hendrick After the Attachment Courts Judgm' Reasons of
 exec Issued out Appeale & evidences in the Case produced were read
 26 Apr 83 Comitted to the Jury and are on file wth the Reccords of this Court the
 Jury brought in their virdict they found for the deffend' Confirmation
 of the former Judgment & Costs of Courts thirty shillings =

Thomas woodbridge Attorney & suerty to Capt
 2 Jury Paul white plaintiff against Josiah Heath deffendant
 Idem ag' Heath in an Accon of Appeale from the Judgment of the
 County Cour' at Salisbury After the Attachment
 Courts Judgment Reasons of Appeale & Evidences in the Case pro-
 duced were Read Comitted to the Jury & are on file wth the Reccords
 of this Court the Jury brought in their virdict they
 heath App^{re} not ex found for the deffendant Confirmation of the former
 Judgment & Costs of Courts =

Samuel Legg plaintiff against James flood de-
 1st Jur fendan' in an action of Appeale from the Judgment
 Legg ag' flood of the last County Court at Boston After the Attach-
 ment Courts Judgment Reasons of Appeale & evi-
 dences in the Case produced were read Comitted to the Jury and are on
 file wth the Reccords of this Cour' the Jury brought in their virdict
 they found for the plaintiff three pounds nine shillings & nine pence
 damage in mony & Costs of Courts.

[101]

1679

Joseph Rock plaintiff ag' Sarah francks widdow
 Rock ag' francks deffend' in an Accon of Appeale from the Judgment
 of the County Court in Boston After the Attachment Courts Judgmt
 Reasons of Appeale & evidences in the Case produced were Read Com-
 itted to the Jury and are Remayning on file wth the Reccords of this
 Court the Jury brought in their virdict, † to whome it only belonged

* Written over "Abraham."

† There is evidently an omission here in the record of the word "magistratee."

hauling on s^d Rocks Request chanceried his bond declared they Confirmed the Judgment of the County Court wth Costs of Courts — thirty seven shillings & eight pence

Jn^o Pickard & Ezekiel northen as they are Lott layers c^r plaintiff ag^t willjam Longfellow deffendant in an Acton of Appeale from the Judgment of the County Court at Salem After the Attachment Courts Judgmen^t Reason^s of Appeale & Euidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they ffound for the plaintiff Reu^sion of the former Judgment & Costs of Courts five pounds twelue shillings & six pence

Pickard c^r ag^t long-
fellow 1 Action as to
division of lands

2 Jur

Jn^o Pickard & ezekiel northend plaintiff ag^t willjam Longfellow deffend^t in an Action of Appeale from the Judgment of the County Court at Salem: After the Attachment Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts three pounds fourteen shillings & two pence—

Pickard ag^t Long-
fellow
— — — —
2d Jur

Samuel Pepen plaintiff in an action of Appeale ag^t Benjamin marshall deffend^t from the Judgment of the County Court at Salem — After the Attachmt Courts Judgment Reasons of Appeale & euidences in the Case produced were Read Comitted to the Jury and are Remayning on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiffe reuersion of the forme^r Judgm^t & Costs of Courts three pounds sixteen shillings and sixe pence —

1st Ju:

Pepen ag^t marshall

M^s Elisabeth Dunster & Jonathan Dunster plaintiff ag^t Ebenezar Prout deffendant in an Action of Appeale from the Judgment of the County Court at Charles Towne: After the Attachment Courts Judgment Reasons of Appeale & euidences in the Case produced were Read Comitted to y^e 11 of y^e Jury by consent of both partjes & are on file the Jury brought in their virdict they found for y^e deffendant Confirmation of y^e forme^r Judgm^t & Costs of Courts thirty two shillings & two pence —

2 Jury

Dunster ag^t Prout

exec Issued out

Jn° wisewall plaintiff ag' Jn° Keene deffend' in an Accon of Appeale ffrom the Judgment of the County Court at Boston After the Attachment Courts Judgment & Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Court the magist^s sen' y^e Jury out once & Againe on this virdict but they_{no} Altering — they Refferd y^e Reception till 20th octobe^r

[102]

1679

Jn° warner plaintiff ag' Benja: ffranckljn deffend' in an Accon of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff twenty pounds nineteene shilling damage in mony & Costs of Court:

Jn°. Warner ag'
Benja: francklin

Execution of y^e
Judgm^t was sus-
pended 20 8ber 1679
vide other side

In Ans^r to the petition of mary Bishop for a divorce from hir husband Job Bishop he hauing absented himself from hir seventeen yeares and since marrjed to anothe^r woman in the Barbadoes & liues wth hir as his wife as Appeares by testimony the Court Grants hir request a divorce from Job Bishop hir late husband =

mary Bishop^s
diuors

Morris Conway being Comitted to prison for Inticeing others to steale a boate & turn pyrate c^r After his examination wth the evidenc was Read to him being at the Barr the Court = sentenc^t him to be whip^t wth fueteen stripes paying chardges of prosecution & ffees standing Comitted till the sentenc be performed =

Conway^s sentenc

George shepardson being alike Comitted for Inticing & perswad- ing morrice Conway to steale a boate & Run away wth it after the Court had Considered his Case & evidences Alike sentenc^t him to be whip^t wth fueteen stripes paying charg of prosecution & ffees standing Comitted till the sentenc be performed

Shephardsons
sentenc

Richard chamberlayne bein[g] in like manner Accused & Comitted the Court Considering his Case presented he was Admonisht & on his paying ffes was dischargd =

Chamberlain Admō
nis & ffes =

Sara Bradbrooke being Comitted for stealling a peece of silke ffarrendine Coulord found wth hir seuerall yds of blacke fowe' penny Ribboning fowe' skeynes of silke from m' Hezekiah vshe as also a smale brass kettel & two porringers the Court sentenc' hir to pay vnto m' Hezekiah vshe seven pounds as full payment for treble damag^{es} as also to pay unto m' Samuell Shrimpton twenty shillings in full for treble Damages & y^e yow be whipt wth ~~twenty~~ tenn stripes paying ffes of Court standing Comitted till this sentenc be performed =

Sarah Bradbrooks
sentence

Sarah Bradbrook in Court Accused Thomas Compton then In Court m' Hezekiah vshe's se'vant for bring[ing] the said ffarrendene silke & Ribboning to hir about 3 or 4 nights after the late fier in Boston & deposed the same on hir solemn oath on wch sd Compton was Comitted. he denjed the fact tho some of y^e same Ribboning was on hir shirt necke & hands & Joseph Pears Coming in to y^e Cour^t & declaring he had seene this quantity of silk & Coulor y^e same in sd Compton^s hand some short time after the fier. Compton was sent for & said Pears deposed to y^e trueth of his Affirmation The Court declar'd that he was Convicted of stealing y^e sd Farrendene & silke & sentenc't him to pay half the aboue mentioned treble damages to m' vshe and to be seuerely whipt wth twenty stripes seuerely layd on paying ffes of Cour^t & standing Comitted till this sentence be performed =

The Comptons sen-
tenc

[103]

1679

Joshua Atwater on suspition of hauing a hand in the late dreadfull fire in Boston his examination & euidence were Comitted to y^e Grand Jury who brought in they found him not guilty & so he was dischargd =

Josh Atwaters,

Peeter Lorphelin ffrenchman on the 8th of August last being Accused for Rash Insulting speeches in the time of the late Conflagration = thereby Rendring himself Justly suspitious of hauing a hand therein was seized on & Comitted to the Goale in Boston and

being examined — Authority Judged it meet to orde^r his chest & writtings to be searcht into by the Constables in presence of some other Gent^l Appointed to see it don, in whose chest was found two or three crucibles a melting pan a strong paire of shee's to clip mony & seuerall clippings of the massachusetts mony & some other Instruments & on his examination where he had them & what money^a he had clipped, & how long he had vsed that trade to wch after Counsell Given that he would speake the trueth; It was vaine to hide it those being found in his Custody; he solemnly Called God to wittnes that he had not clipt any money^a, that the Instruments *er* found wth him he had tooke them out of a privatee's chest in ou^r Harbou^r vnde^r Lamoignes powe^r being sent by Authority to search their chests & persisted in that bold & Impudent lye so was Comitted to prison Againe but in a day or two he sent a letter to the secretary in which he declared that what he had so Affirmed before Authority was false & that he had received the sajd Instrum^{ts} & Clippings of mony from a privateere about fowe^r or fife yeares since as sent to him from sajd Privatee^r by a woman where sajd Privateere lodged thô he knew not the womans name All which Considered The Court Considring you^r offense so prooved Against yo^u sentenceth yo^u to stand vpon the pillory two howers & then to haue both you^r eares cut off by the executioner and to give bond in fife hundred pounds wth two suertjes to the sattisfaction of the Go^uno^r & Council for you^r good Abearance for y^e future & pay chardges of prosecution & ffes of Court standing Comitted till the sentenc be performed = wch sentenc was executed Accordingly — — — —

*yr Court was Ad-
Journed to 20 october
79 E R S*

*wiswall & warners
executions
suspended*

At the Courts Adjournment held at Boston 20th of octobe^r 1679 It is ordered that the executions in both wisewalls & francklins or warners cases be suspended til the Court take further order =

On the peticon of John Warner the Court Judgeth it meet to orde^r that the sajd John Warner now In prison be releast & set at libe^{ty} paying his prison chardges =

Warners liberty

In Ans^r to the petiçon of John Sparrey relating to John Kelly a prisoner & his debtor. The Court Judgeth it meete to take of the forme^r ljmitation of selling the prisone^r

*Jn^e Sparrey's liberty
to sell Jn^e Kelly =*

onely to those of this Colony & leaue him to the liberty of the law for the disposing of him — E R S

In A Answer to the peticon of mary white for a divorce from hir husband Joseph white ^A

[104]

1679

major Hawthons
fine of 40^s remitted
E R S *

m^r Ezekel Knight y^t married m^r valentine Hills
widdow presenting an orde^r of y^e Court of Assis^{ts} 2^d
Sep^r 62 Impowring Elde^r HateEvill nutter Leift Hall & Ensigne
Jn^o Daus of oyste^r Riuer as Comissioⁿs to vejw y^e se^ull lands
mills woods lately in possession of sajd valentine Hill ^{er} and
either to lay out y^e Iust due & thirds of such mills land^s houses
to y^e sajd mary ^{er} or make Iust full & due Composition wth all
& euery y^e persons for hir Interest therein Appearing & sajd Elde^r
nutter being dead & m^r Joseph Hill vncapable & lef Hall remote y^t
nothing as yet hath binn donn on his the sajd Knights request It is
ordered y^t ensigne Jn^o Daus Cap^t wincoll & Cap^t ffrost shall & hereby
are desired and Impowred forthwith to see the s^d former order be
duely executed & hir the sajd mary^s thirds layd out as by that orde^r
was Appointed & y^eir returne made thereof to y^e Court of Assistants
vnder their hands in march nex^t — by y^e Cour^t E R S †

Att A Court of Assistants or Court of Admiralty held at Boston
24th Septembe 1679

Nicholas Shapleigh & Richard Naggs marrine's
of ship Jn^o Adventure plt ag^t Andrew Craty master
^{er} deffend^t & ship for || y^eir || wages ^{er} as p^r libell. The pltffs &
deffendants appearing in Court declared they were
Agreed & the plaintiff wthdrew his Ac^{ti}on —

Shapleigh & Nag
ag^t Craty =

y^e charges of Court
3^d declared

Nicholas shapleigh & Richard nags being sworne saith that to the
Information of the french Counte^rband goods & brandy brought in
the ship Jn^o Adventure on their oathe^s Affirmed
that they knew no^t of any that w^t they mentioned
in their libell it was the slip of the pen. — The
Court fined the sajd Naggs & shapleigh tenn shil-
lings apeece for their pernicious lye to y^e Country. —
attests E R S

shapleigh & naggs
find 10^s apeece for
y^eir lye wth m^rah
webb tooke as he
told me
=

* See p. 90.

† The above record and the memorandum as to Hawthon's fine appear to have been inserted at a later date in the small blank space at the top of the page.

Att A Court of Assistants or Court of Admiralty sitting in Boston
26 January & from thence Adjourned to y^e 2^d of february 1679

present
Symon Bradstreet
Esq^r Go^o
The Danforth Esq^r
dep^t Go^o Esq^r
Daniel Gookin
Edw^d Tyng
w^m Staughton
Joseph dudley
Peter Bulkley
Humphry Dany
& also App^d
Daniell Dennison
Nathaniel Salton-
stall
4th febr. 79
— — —

In the Case of John Goose late master of Barcq
Hope by his libell & Comp^t dated 20 January last
plaintiff ag^t Hugh Campbell merchant & ownor of the
sajd barcq deffendant for his the sajd Campbells de-
nying to pay the sajd Goose his wages as mentioned
in the sajd libell with other his charges expended and
denying to give the plaintiffe security for the seamens

Court charge 8:6. 8.

Execution Issued
out

20 febr 1679 for 15^{li}
16: = E R S =

wages = After the Court had perused
and Considered of the pleas and evi-
dences in the Case produced they
ordered and decreed that the deffend-
ant pay vnto the plaintiffe tenn

pounds damage in mony & is in full of all his wages & Costs of
Court five pounds sixteen shillings

[Blank space.]

[105]

1679

In the Case of Robert Pelton late mate of the barcq Hope by his
libell & Complaint exhibbited to this Court dated
Pelton ag^t Campbell 20th of January 1679 last Against Hugh Campbell
merchant & ownor of the sajd barcq deffendant for his the sajd Camp-
bells denying to pay him his wages as he was mate and a short time
master of the sajd vessell as also his disbursments in sajd vessell as in
the sajd Lybell is exprest reference thereto being had After the Court
had heard the Case Considered the plea & evidences in the Case pro-
duced the Court ordered and decreed that the deffend^t pay vnto the
plaintiffe seven pounds mony in full of all his wages & Cost of

execution Issued
out 18 febr 1679 for
11^{li}: 17s. 6.

Court fowe^r pounds seventeene shillings and sixe
pence: Campbell had pelton^s bill of exchaing in
open Court returnd to him againe a[nd] not medled
wth =

In the Case of Hugh Campbell merchant & ownor of the barq
Hope by his libell & Complaint exhibbited to this Court
dated 28th of January last plaintiff against John
Goose late master of the sajd Barcq deffend^t for his
breach of charte^r party and damages exprest at large in the sajd libell

Hugh Campbell vs
Jⁿ Goose

reference thereto being had After the Court had heard the plea & evidences in that Case produced The Court adjudged for the plaintiffe fiuteteen pounds in mony & damage & Costs of Court sixe pounds sixteene shillings —

execution Issued
on^e 19th febr 79 for
21st 16^s
— — — —

Att A Court of Assistants on Adjourn^t or Court of Admiralty held at Boston first day of June 1680

Edward Randolph Esq^r In behalfe of our Soueraigne Lord the king &c by his libell or declaration Plaintiffe agains^t the Pyneke expectation m^r Tho Gretian master hir tackle & Appurtenances as forfeited & seized to and for his majestyes vse &c as in his declaration on file more fully doth and may Appeare: The Case was Called the sajd m^r Randolph Appeared Thomas Gretian Appeared by m^r Anthony Cheeckly his Attorney who produced his power wch was Read the warrant & declaration was || also || Read m^r cheeckly Attorney aforesajd pleaded much for a non suite seuerall pape's produced wch are on file were read as the Act^s of Parljamēt in Book of Rates p 158 c^r

m^r Edward Randolph in open Court declared that he did heere desire to psecute his Information Given into this Court as Informer on his majty^e behalfe c^r m^r cheeckly still pressing for a non suite It was put to the Question to the Court by

present
Symon Bradstreet
Esq^r Go^{vd}
Tho Danforth Esq^r
dep^s Go.
Daniel Gookin
Daniel Dennison
Jn^s Pyncheon
Edw^d Tyng
W^m Stoughton
Joseph Dudley
Peeter Bulkley
Nath Saltonstall
Humphry Dany
w^m Broune Seⁿ
Jn^s Hull
Jn^s Richards
James Russell
Peter Tilton
— — — —

persons Returnd to
serve on y^e Jury &
sworn were
— — — —
m^r Tymothy Prout
seⁿ
John Walley
James whetcombe
Benjn walker

[106]

1679

the Depty Go^{vd}no^r whither the deffendant on what was pleaded should haue a non suite Granted him or not It was resolved on the Affirmative a non suite is Granted by the Court The Dep^t Go^{vd} declar^d the non suit & dismiss the Jury:

Tho Edwards
Natha Byffeld
Tho sauge Juⁿ
w^m Foster
Richard sprague
Andrew Belchar
Phillip Knell
John Blayny
— — — —

At this Court m^r Samuel Shrimpton Appeared and declaring that m^r Randolph had seized seventeene butts of his brandy distilled he being ready to proove by his servant that he distilled it wch m^r Randolph declared was sattisfactory to him & also to the Court the Court declared the sajd Brandy to be free.

The Court Adjourned themselves to the 8th Instant at one of the clocke in orde^r in orde^r * to a hearing of m^r Randolph^s Case

Att an Adjournmen^t of the Court of Assistants ~~or Admiralty~~ held at Boston 8 June 1680

present
Tho Danforth Esq^r dep^t Go^v
Daniel Gookin
John Pyncheon
Nathaniell Saltonstall
Humphry Davy
Thomas Sausage
Jⁿ Hull
James Russell
Peter Tylton
John Richards
— — — — —
persons Returnd to
serve on this Jury
were & sworne
— — — — —
m^r John Saffyn
m^r christopher
clarke
David Edwards
stephen Burton
Anthony Hayward
Tho moore
Edw^d willis
W^m clarke
Nathan : Cary
Nathan : Heyman
Henry Sandiford
Thomas Lynes
— — — — —

Esq^r

Edward Randolph Esq^r Collecto^r surveyor & searcher of his majty^s Customs in New England as well for & in behalfe of ou^r Soueraigne Lord ~~the~~ king Charles the second *es* and the Honnored Symon Bradstreet Esq^r as for himselfe *es* as in his libell or declaration bearing date the third of June 1680 Amply Appeares plaintiffe against Thomas Gretian m^r of ~~ship~~ Pinck expectation & Against the said Pinck hir tackle and Appurtenances defend^t as forfeited to and for his Majtjes vse *es* as in his declaration Reference thereto being had may Appeare *es* The Case was Called m^r Randolph Appeared so did Thomas Gretian having binn sumoned (togethe^r wth his Attorney m^r Anthony checkly) the libell & declaration wth other his evidences by him produced in Court were Reade together wth the pleas and eu-

dences produced by the deffendant which being duely Con[sid]ered of was Comitted to the Jury who brought in their virdict: i e they found for the deffendant Costs of Court y^e deffendant brought in his bill of Costs wth afterward he desired to wthdraw by orde^r of the Go^vno^r it was deliuered out to him =

Att A Court of Assistants or Court of Admiralty held or sitting in Boston 7 August 1680 †

Tucker *es* a^gt Loyd
present Sym^o Bradstreet Esq^r Go^v §
Tho Danforth Esq^r
dep^t Go^v
Daniel Gookin
Edw^d Tyng
w^m stanghton
Joseph Dudley
Peter Bulkley

Edw^d Tucker Jn^o Tucker Richard Hicks & francis Hicks marrine's & seamen belonging to ship michael of Bristol plaintiffe Against Abraham Loyd master & Comander of said ship & said ship deffendant in an action of the Case for that the said master not only

* Two words repeated in the record.

† The record of this and the two preceding Courts was evidently entered out of its chronological order.

§ The names of the magistrates were apparently written in at a later date.

refuseth to pay them their wages having altered his designe & voyage, doth also refuse to sett them at libe'ty as in their libell & Complaint exhibbited to this Court dated the 6th of August Inst reference thereto being had may Appeare the partjes plaintiff & deffendants appeared And after the Court had heard their plea' & maste's Ans' & Considered the Case —, determined & ordered that the sajd master Abraham loyd pay the sajd seamen all their wages i e to Edward Tucker seven pounds fowe' shillings to John Tucker his wages seven pounds fowe' shillings to Richard Hicks his wages seven pounds fowe' shillings and to Francis Hicks his wages seven pounds fower shillings and also pay them their Costs of Court fowe' pounds tenn shillings — And that the seamen goe their voyage to London wth sajd master —

Humphry Davy
Tho Sausage
Jn^r Hull
[Jn^r] Richard[s]
[James] Russell

[107]

1679

Att A Court of Assistants held at Boston 2^d day of march 1679.

Thomas Hill plaintiff against W^m Obbinson deffendant in an action of Appeale from the Judgment of the County Court in Boston Afte' the Attachment Courts Judgment reason' of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found a speciall virdict: If the lessor not performing his part of the Couenant doth disobleige the lessee from his part of the Couenant then wee finde for the deffendant Confirmation of the forme' Judgement of the forme' Court & Costs of Courts If not wee finde for the plaintiffe tenn pounds in money & Costs of Courts the Court Resolues this question on the negative that the lessor's non-performance of the Couenant doth not disobleige the lesse* & determins for the ~~deffendant~~ ~~confirmation of the former judgment~~ plaintiff that the deffendant pay the plaintiff || tenn pounds money & Costs of Courts three pounds fower shillings & eight pence. —

present
Symon Bradstreet Esq^r Go^d
Tho Danforth Esq^r dep^s Go^d
Daniel Gookin
Daniel Dennison
w^m Stoughton
Joseph dudley
Peeter Bulkley
Nathaniel Saltonstall
Humphry Davy
— — — —

} Esq^s

persons Returnd to
serve on the Grand
Jury & sworne
were =

m^r John Long.
Francis douse
Jerremiah Witch
Joseph Dauls
Bartholmew cheeue's
John Bateman
Samuel Williams
John May
Henry Bright
Gregory Cooke
Isack Jones
Tho Jenner
John Stone
Samuel Andrewes
— — — —

persons Returnd
to serve on y^e || 1st ||
Jury of trjalls for
Appeales life limbe
& Banishm^t
— — — —

Hannah Negro plaintiff in an Actcon of Appeale

* lessee ?

m^r John Hubbard
 Thomas Newman
 John Watson
 Suball Seaver
 John Whitney
 Benja: Garfield
 Roger Sumner
 James Foster
 Thomas Tucke
 John Cutler Jun^r
 Isack Williams
 Peeter Towne
 — — — —

from the sentence of the last County Court in Boston
 as to y^e mulk = After the Courts sentenc was read
 e^r the Jury brought in their virdict they found the
 sajd Hannah Negro Guilty of matter of fact then
 chardged vpon hir & Costs of Courts

Thomas Holmes plaintiff ag^t majo^r Thomas Clarke
 deffend^t in an action of Appeale from the Judgment
 of the last County Court in Boston = After the At-
 tachment Courts Judgment Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on file. the Jury brought
 in their virdict they found for the deffendant Confirmation of the forme^r
 Judgment & Costs of Courts the bench hauing heard the plaintiffs At-
 turney & the deffendant pleas did chancerje the bond to the principall
 sume according to bond one hundred & Twenty pounds money to be paid
 yearly twenty fowe^r pounds the first payment was to beginne the first
 of July 1675 and so on the first of July yearly successiue as men-
 tioned in the bond wth sixe p^{er} Cent for Interest wth Comes in all to the
 9th Inst to one hundred thirty nine pounds three shillings [with ff^yty *]
 fve shiling^e & two pence costs = 45^s 2^d || execution Issued out 10
 mrch 79 ||

Joshua Scottow plaintiff ag^t Samuel wheelewright deffend^t in an
 Accon of Appeal from the Judgment of the County Court in Boston
 After the Attachment Courts Judgement reasons of Appeale & ei-
 dences in the Case produced were read Comitted to the Jury & are on
 file wth the reccords of this Court the Jury brought in their virdict they
 found for the deffendant Confirmation of the form^r Judgment & Costs
 of Courts fve pounds fiuteen shilling^e & ten pence

Richard martjn plaintiffe ag^t Jn^o Briggs & Benjamin martyn de-
 ffendants in an Action of Appeale from the Judgment of the County
 Court at charlsTowne After the Attachment Courts
 Judgment reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on
 file wth the Reccords of this Court the Jury brought in their virdict
 that if the s^d Richard martyn Coming to New-England Contrary to his
 Contract wth his men though not prooved a deliuering port doe release
 them from that voyage as in law pag 95 sect 9 then wee find for the

* Written over the cancelled words "and two pence Costs."

deffendants Confirmation of the former Judgment & Costs of Courts if not wee find for the plaintiff Reuertion of the forme Judgment & Costs of Courts The bench declares & determines for y^e deffendants three pounds fowe^r shillings & six pence

Ann Dauenport Attorney to francis dauenport he now being p^rsent plaintiff in an Accon of Appeale from the Judgment or settlement of y^e estate of w^m snelling deceased by y^e County Court in Boston. This Case was Called & non suited becaus the reasons of Appeale were no^t signed wth hir name.

[108]

1679

Cap^t Daniel Henchman in behalf of himself & Left Richard woody Guardians to the 5 children of Anne Hitt plaintiff ag^t the sentence or settlement of the County Court last in Novembe^r of y^t estate after y^e County Courts Judgment *et* was Read wth the evidences in the Case produced This Court Confirms the settlement of the County Court

persons Returned to
serve on y^e 2^d Jury
for trials of
Appeale & for life
limb & banish-
ment =

sworne

— — — —
m^r Jerremiah Dum-
mer

Pen Townsend
John Endecott
Isack Newell
Robert Herrington
Samuel Sternes
Samuel Paul
Joseph Leeds
Richard Loudon
Samuel Ballard
Jonathan Hydes
Thomas Langhorne
— — — —

Isack waldron plaintiff ag^t George walton deffendant in an action of Appeale from the Judgment of the Court of Associats at portsmouth 30th Sep^t 79 after the Courts Judgment & Reason^s of Appeale was Read y^e partjes i e. ye plaintiff & deffend^t by his Attorney Hen Roby Appeared || *et* || y^e Attorney pleaded It was not now in o^r Jurisdiction & not to be tried here wch y^e plaintiff accepted of & so it fell =

Nathaniel Byfeild execcuto^r of the last will of the late Cap^t Thomas Clarke plaintiffe against John Taylor & Symeon messenger deffend^t in an Action of Appeale from the Comissione's Court in Boston = After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the plaintiffe reuersion of the former Judgment & three pounds fueteene shillings damage || in money || & Costs of Courts thirty seven shillings & tenn pence =

Byfield ag^t Taylor
& messenger

Cap^t Nicholas Manning plaintiff ag^t Resolued whight & Abigaile

Manning ag^t white his wife relict of the late w^m Lord defendant in An action of Appeale from the Judgm^t of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts twenty eight shillings & six pence =

m^r w^m Hooke plaintiffe ag^t majo^r Robe^t Pike deffend^t In an Action of Appeale from the Judgment of the County Court at Sallisbury After the Attachment Courts Judgment Reasons of Hooke ag^t Pike Appeale & evidences in the Case || produced || were read Comitted to y^e Jury before virdict || came in || by Consent of partjes the Case was refferred to the hearing of Cap^t John Apleton Cap^t John whiple & maximillian Jewet who are to Goe on the place heare both partjes & determine & conclud the Case the partjes Acknowledging theselues bound in one hundred pounds apeece each to other to stand to & abide the determination of the whole Case & Costs of Courts Cap^t Apleton to Appoint time & place of meeting between this & Aprill & that it be ended before 1st of may next the whole Case by orde^r of y^e Court was dd to Plaintiff & deffendant in open Court =

Jn^e Apleton Jun^d plaintiffe ag^t Abell porter deffendant in an action of Appeale from the Judgment of the County Court at Apleton ag^t Porter Boston after the Attachment Courts Judgment reasons of Appeale and evidences in the Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts || After y^e Court had heard y^e partjes pleas [for?] a chancery of y^e bond they Judged it meet i e || ~~on hearing of partjes the bench~~ || to || chancery * the bond to forty fue pounds mony & Costs of Courts the plaintiff taking the debts & Goods in virginea to himself y^e Costs allowed being fowe^r pound sixteene shillings and two pence =

exec Issued out 19
mch 79 for 40. 16.
2^d E R S

* First written "chanceried."

[109]

1679

m^r Nicholas Paige & m^r Jno Poole plaintiff^s in an action of Appeale ag^t m^r Paul Dudley & Cap^t Edward Tyng deffend^t from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Committed to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant^s Confirmation of the forme^r Judgment & Costs of Courts forty three shillings *Paige et ag^t dudley et* —

John Willjams plaintiff in an Action of Appeale ag^t James Townsend deffend^t from the Judgment of the County Court at Boston this Action was Called no Reasons Appeard signed by a legall Attorney nor vnder y^e plaintiffs hand the plaintiff was declar'd to be non suited & the deffendant to haue his Costs seven shillings — *Wills ag^t Townsend*

Jn^r Endecot plaintiffe on Appeale from the sentence of the County Court at Boston in Novembe^r last this Accon was Reffer'd by y^e plaintiff to y^e eleven of the Jury After y^e Courts sentence was read wth y^e evidences produced the Jury brought in their virdict they found y^e plt no^t guilty of matter of fact — *Jn^r Endecot dischrg*

John Gifford plaintiffe against Robe^t Lord marshall of Ipswich deffend^t in an action of Appeale from the Judgment of the County Court at Salem after the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Committed to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgment & Costs of Courts forty shillings and two pence *Gifford ag^t Lord Execution Issued out 27 march 80*

Thomas Wells plaintiff ag^t Edward Allin deffend^t in an Action of Appeale from the Judgment of the Comissione^rs Court in Boston After the Attachm^t Courts Judgment Reason^s of Appeale & evidences in the Case produced were read Committed to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for y^e deffendant confirmation of the forme^r Judgment & costs of Courts *wells ag^t Allin*

were read Comitted to the Jury and are on file wth the Reccords of
 this Court the Jury brought in their virdit they
 found for_Areversion of the former Judgment & twenty
 eight shillings damage & Costs of Courts forty six
 shillings —

exec Issued out 8:
 Aug^r 80 for 3: 14:
 c^r

Thomas wate's being Comitted to prison for comitting a Rape on
 the body of Bethya Johnson The Grand Jury presenting of him & by
 their bill left to further Tryall was brought to the barr and was
 Indicted by the name of Thomas wate's late Resident of wooborne
 for not hauing the feare of God before his eyes &
 being Instigated by the Diuill did sometime in January
 last Comitt a rape on the body of Bethya Johnson
 daughter of John Johnson of s^d wooborne Contrary to the peace of
 ou^r Soueraigne Lord the king his Croune & dignity the lawes of God
 & of this Jurisdiction to which Indictment he pleaded no^t guilty_A put
 himself on God & the Country for his trjall After the evidences in the
 Case produced were read Comitted to the Jury & are on file wth the
 Reccords of this Court the Jury brought in their virdict they found
 him not Guilty according to Indictment The Court Considering the
 Case orde'd him to pay the charge of his tryall & all the wittnesses
 y^t were Against him & that once wthin tenn dayes he depart this Juris-
 diction & no^t returne into it Againe wthout licence first
 obteyned from the Court on penalty of being Comitted
 to prison there to lye till he be dischargd thenc by
 orde^r of Authority paying ff^{ee} of Court & then be
 dischargd the prison —

The wate's his
 Indictment c^r

Att^y Adjourn^t of y^e
 Court of Assistants
 20 may 1680

Courts act as to
 Hugh Clarke &
 Abiel Lambe

In the Case of Hugh Clarke & Abjel Lambe the
 Court sees no cause to abate of the last Court of Assist-
 ants Judgment —

m^r | Jn^o | Alden producing his bill of Costs in the Accon be-
 tweene him & majo^r Thomas Clarke Amounting to
 five pounds fowe^r shilling & sixe penc being testified
 by maj^r sauage then Speake^r y^t Costs of Courts was
 allowed thō the clarke wrote only Court wch y^e clark
 likewise ouning the Court of Assistants now on Adjourn^t Allowed the
 costs to be five pounds mony —

Jn^o Alden^r Costs
 vide Gen^l Court
 may 1677

whereas in the Case betweene m^r Porter & m^r Apleton depending in the Court of Assistants about the Chancering of a bond of Arbitration It appeares (through Inadvertency) that Judgment is entred Contrary to the Intention & order of the Court for a respitt vntill a further hearing It is hereby ordered & declared that the said Judgment be null & voyd in lawe and all acts since donne by either partje in prosecution of the said Judgment be in like manner null & voyd vntil the said Apleton haue opportunity of further plea whereunto he shall be Admitted before the end of the next Court of Assistants in September or the Court take further order therein :

pass^d
at Courts Adjourn^t
4 June 1680

[The following is written in the small blank space left at the foot of the page, as if inserted by the Secretary at a later date.]

The Grand Jury presenting Elisabeth morse y^e wife of w^m morse *er* || she || was Indicted by the name of Elisabeth morse for that she not hauing the feare of God before hir eyes being Instigated by the diuill & hauing had familiarity wth the diuill contrary to the peace of our So^udaine Lord the King his croune & dignity y^e lawes of God & of this Jurisdiction: After the prison^r had pleaded not Guilty & put himself on God & y^e Country for triall y^e euidences product were read Comitted to the Jury y^e Jury brought in their virdict they found hir Guilty according to Indictment & had sentenc^a

[112]

1680

Att a Court of Assistants or Court of Admiralty
sitting in Boston 7th of August 1680 —

present
Symon Bradstreet
Esq^r Go^u
Tho Danforth Esq^r
dep^t Go^u
Daniel Gookin
Edw^d Tyng
Joseph Dudley
Peeter Bulkley
Humphry Davy
Tho Sauage
John Hull
James Russell
— — — —

Jn^o macklish Carpenter^s mate James mullen Cooper Jn^o sauage Jn^o Thomas & michael Johnson marrine's of ship Herron plaintiff^s ag^t Cap^t Jn^o Ely master of the said ship deffendants in an action of the Case according to their libell exhibbited to said Court bearing date the 4th of August 1680 the partjes plaintiffe & deffend^t Appeared And after the Court had heard their pleas & Ans^r & Considered their euidences in the Case produced This Court determind & order'd that Cap^t Jn^o Ely the master pay the said seamen their seuerall wages to this day viz^t to Jn^o macklish for his tenn month^s & 5 odd day^s service

at forty five shillings p m° is twenty two pounds ten shillings to James mullin for his like time at twenty 8° p mo. foweeteene pounds. To Jn° Thomas for his time at twenty five shilling° p m°: twelve pounds tenn shillings To Jn° Sauage for his time at twenty fowe° shilling° p mo twelve pounds & to michael Johnson for seuen month & odd days at twenty shillings p m°. seven pounds fower shillings deducting what they already haue had and two month wages p man to be reserved in the maste's hands for security of their service in the Remaying Voyage & the sajd plaintiffs to pay Costs c^r 15°:

present
Simon Bradstreet Esq^r
GoD
Tho. Danforth Esq^r dep^t
GoD

Edward Tyng
Joseph Dudley
Peter Bulkley
Humphry Daury
Tho. Sauage
Wm Browne sen^d
John Hull

— — —
persons Returned to
serve on the Jury &
sworne were

— — —
mr James Whet-
combe
Nathaniel Greene
Thomas Thatcher
Edward Bromefeld
Richard Harris
James Loyd
Samuel Chickley
Arthur Tanner
John Balston Jun^d
John Cutler
Solomon Phipps
Knock moore

Att A Court of Assistants held at Boston on
Adjournmt 20th of August 1680

Edward Randolph Esq^r by his Information
exhibbited to this Court prosecuting in his
Majestyes name* as in sajd Information refer-
ence thereto being had may Appeare plaintiffe c^r
Against Jonathan Jackson and Nathaniel Ballard

maste's of two sloopes loaden wth tobacco^m and other
Goods deffendants going downe as Informed to ship
S't John of Dublin lying out of Comand of the Castle,
After the Information and evidences in the Case pro-
duced were read Comitted to the Jury and are on file
wth the Reccords of this Court the Jury brought in
their virdict viz^t In the Case depending betweene
Edward Randolph Esq^r plaintiffe & Jonathan Jackson
& Nathaniel Ballard Deffendants The Jury finds for
the deffendants Costs of Court which was Granted
them three shillings =

[Page 113 is blank with the exception of the date 1680
at the top of the page.]

[114]

1680

present
Symon Bradstreet
Esq^r GoD

Att A Court of Assistants held at Boston 7th 7ber
1680 =

* Written over "behalfc."

John Bateman plaintiff against Robert Taft defendant in an action of Appeal from the Judgment of the County Court in Boston in April last. After the Attachment Courts Judgment Reasons of appeal and evidences in the Case produced were read Committed to the Jury & are on file wth the Records of this Court the Jury brought in their verdict they found for the defendant Confirmation of the former Judgment & Costs of Courts the plaintiff desired his bond might be chanceryed the Court having heard the plaintiff's pleas & the defendants Answer chanceryed the bond to fueteene pounds damage in money y^e Costs Included all but filings : 2. 6

Thomas Hill plaintiff against w^m Obbinson defendant in an action of Appeal from the Judgment of the County Court in April last After the Courts Judgment reasons of Appeal & evidences in the Case produced were read Committed to the Jury & Remaine on file wth the Records of this Court the Jury brought in their verdict i e a special verdict That if the defendant giving the plaintiff the key & saying It was the key of his doore if that give^s the plaintiff a Reentry then wee find for the defendants Costs of Courts & if so Giving & Receiving the key gives no reentry then wee finde for the plaintiff tenn pounds damages in money & Costs of Courts = The Court on the Consideration of this verdict Resolved it for the defendant Costs of Courts nineteene shillings & tenn pence :

Thomas Hill plaintiff against w^m Obbinson defendant in an action of Appeal from the Judgment of the County Court in Boston in April last After the Attachment Courts Judgment Reasons of Appeal & evidences in the Case produced were read Committed to the Jury and are on file wth the records of this Court The Jury brought in their verdict they found for the defendant fueteene pounds in money damage & Costs

Daniel Gookin
Daniel Dennison
Edward Tyng
W^m Stoughton
Joseph Dudley
Peter Bulkley
2 Humphry Davy
1 Nath. Salton-
stall *
Thomas Savage
John Hull
John Richards
James Russell

Grand Jury were
sumond Appeard
& were Called but
no occasion present-
ing were dis-
charged vide day
book

person^s Returned to
serve on the 1st Jury
of trials & sworne
were =

m^r Samuel Legg
J^r clark marriner
w^m Harris
James Taylor
Nathaniel Thayer
Tho Bacon
w^m Dauls
Richard Stowers
nichols meade
obadiah Swift
J^r Barnard
Sam Leuermore =

person^s Returned to
serve on the 2^d Jury
for trials of Appeal
of sworne were =

m^r Elizur Hollock
Jonathan Bridgham
Isack walker
Jabez Tatman
James Loudon
Isack Howle
Desire Clap
Thomas Straite
J^r Jackson
nicholas Hesselnden
Andrew Boardman
John Fuller

* The numbers against these two names are in the original record and were intended to correct an error of arrangement.

of Court reusing the former Judgment as to the other part Costs two pounds fower shilling^s & two pence —

Resolved white plaintiffe against Nicholas making deffendant in An Action of Appeale from the Judgment of the last County Court at Ipswich After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted
 executi to the Jury & are on file the Jury brought in their
 Issued virdict they found for the plaintiffe y^e Reuersion of the former Judgment & Costs of Courts sixe pounds two shillings & six pence —

Willjam Rauson Attorney to Jame^s Greene plaintiff ag^t John Bake^r deffed^t, an action of Appeale from the Judgment of the Comission's Court After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought
 in their virdict they found for the deffendant Costs of
 Rauson ag^t Bake^r Courts. the magists Comended the Case to the Jury once & Againe & sent the Jury forth to cons^der of it but they persisted & declard they † they Could not alter their virdict y^e Costs Agreed on was twelue shillings

[115]

1680

Samuel Pelton plaintiff ag^t Sam. Tompson & John Thompson Attorney^s to w^m Thompson in an Action of Appeale from the Judgment of the County Court at Boston Afte^r the Attachment Courts Judgment & Reason^s of Appeale and evidences in the case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the
 Jury brought in their virdict they found a speciall
 Pelton ag^t virdict If according to law A ‡ sue^{ty} may sue^{ty}
 Thompson = may § sue the principle for the foretime † of that bond wherein they are Jointly and seuerally bound Then the Jury finde for deffendant the Confirmation of the former Judgment & Costs of Courts, But if the law be otherwise the Jury finds for the plaintiffe the reuertj^on of the former Judgment & Costs of Courts The Court on

* Error in the record for "James." See the letter of Attorney in No. 1889, Court Files, Suffolk.

† Error of the record for "that."

‡ Written over "of."

§ Two words repeated in the record.

† Error in the record for "forfeiture," as appears by the original verdict on file.

Consideration of this virdict Resolues the Question for the deffendant & grants Costs of Courts —

Phillip knight plaintiff ag^t Thomas Caue deffendant in an action of Appeale from the Judgment of the County Court at Salem After the Attachment the Courts Judgment Knight ag^t Caue
Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court: The Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Court

Richard Hall & Elizabeth his wife plaintiffe against & Elizabeth his wife plaintiffe Against * Tho weld deffendant
¶ after y^e Attachm^t Courts Judgm^t Reasons of Appeale Richd Hall p^{ts} ag^t
Tho weld: —
e^r Read & Comitted to y^e Jury y^e Jury brought in y^eir virdict ¶ Confirmation of the former Judgment & Cost of Court^s twenty seven shilling^s & sixpence. —

Thomas walter plaintiff against John Gifford deffend^t — After the Attachm^t Courts Judgment & Reasons of Appeale & evidences in the Case produced were read Comitted walter ag^t Gifford
to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuision of the forme^r Judgment & Costs of Courts

Thomas walter plaintiff ag^t John Gifford deffendant deffend^t † After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury walter ag^t Gifford
and are on file wth the reccords of this Court the Jury brought in their virdict they found ffor the deffendant Confirmation of the former Judgment wth an Addition of twenty pounds more money damage & Costs of Courts three pounds three shillings .

Samuel Dutch plaintiffe Against Roger Darby deffendant in An action, Appeale from the Judgment of the County Court at Ipswich After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Dutch ag^t Darby
Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they ffound for the plaintiff reuersion of the forme^r Judgment & Costs of Courts sixe pounds fowe^{te}n shillings & sixe pence

* Six words repeated in the record.

† Written over "plaintiff."

[116]

1680

John Hoare Assignee of marshall Richard wayte plaintiff against
 m's Elisabeth Cooke & m' Elisha Cooke excecuto^rix &
 Hoare ag^t Cooke excecuto^r of y^e late Lef^t Richard Cook deffend^t in an
 action of Appeale from the Judgment of the County Court at Cam-
 bridge in Aprill last After the Attachm^t Courts Judgment Reason^s
 of Appeale & evidences in the Case produced were read with the
 Generall * Courts Judgment 11th octobe^r 1665 The Court declared they
 Allowed of the County Courts Judgment for a non suit. —

walter euerden^{*} plaintiff against Richard Smith deffend^t in an
 Action of Appeale from the Judgment of the Comis-
 sione's Court in Boston in August last both partjes
 Everden ag^t smith Appearing in Court declaring they were Agreed The plaintiff had
 libe^rty & did wthdraw his Action —

Samuel Bellingham Esq^r plaintiff against James Russell Esq^r de-
 ffendant After Attachment Courts Judgment Reasons
 of Appeale & evidences in the Case produced were
 Sam Bellingham read Comitted to the Jury & are on file the Jury
 Esq^r Bens James Russell Esq^r = brought in their virdict they found for the deffendant
 Confirmation of the former Courts Judgment twenty one pounds ten
 shillings & Costs of Courts —

Stephen Butler plaintiff ag^t w^m Holowell Benjamin Holowell &
 Edw^d Ashely deffend^t in an action of Appeale from
 Butler ag^t Hollowell the Judgment of the County Court in Boston After
 the Courts Judgm^t Attachment Reasons of Appeale
 & evidences in the Case produced were read Comitted to the Jury &
 are on file wth the Reccords of this Court the Jury
 brought in their virdict they found for the deffendant
 Execution Issued out 9 novemb. 80 Confirmation of the forme^r Judgment & costs of
 dd m^r checkly = Courts || sixe pounds sixe shillings ||

Nicholas maning plaintiff against John Broune seⁿ & Henry Bar-
 tholmew in an action of Appeale from the Judgment
 maning ag^t Broune of the County Court at Salem After the Attachment
 & Bartholmew Courts Judgment Reasons of Appeale & evidences in
 the Case produced were Read Comitted to the Jury & are on file wth

* These last three words written over the words "Comitted to the Jury."

the Records of this Court the Jury brought in their virdict they found for the ~~plaintiff~~ | defendant | Confirmation of the former Judgment & Costs of Courts fuety six shillings & fowe' pence =

Abiell Lambe plaintiff ag^t John Clarke deffendant in An action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment & Reasons of Appeale & other evidences in the Case produced were
Lambe ag^t Clark
Read comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff thirteen pounds six shilling & eight pence. Reuſing the former Judgment three pounds seventeen shilling^s & two pence

Phillip Greely plaintiff ag^t Thomas woodbridge deffend^t in an Action of Appeale from the Judgment of the County Court at Ipswich After the Attachment Courts Judgment Reason^s of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Records of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgment and Costs of Courts
Greely ag^t wood-bridge

[The following is entered on the lower edge of the page.]

Barnard Trott plaintiff || on Appeale from the Judgment of the County Court in Boston || ag^t Abra Gourdon plaintiff & deffend^t Apprd & declard they were Agreed the plaintiff as in othe' case^s had libe^{ty} granted & did wthdraw his Accon
Trott ag^t Gourdon

[117]

1680

Returne wayte plaintiff ag^t Samuel Lewis deffend^t in an action of Appeale from the Judgment of the County Court at Charles Towne after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment & Costs of Courts fuety fue shilling^s & six pence
wayte ag^t Lewis

m^s Elisabeth Cooke excecatrix & m^r Elisha Cooke excecuto^r to the last will of || y^e late Lef^t || Richd Cooke pl^{ttf}. ag^t James olliuer deffendant in an action of
Elisha Cook

Appeale from the Judgment of the County Court in Boston After
 Cooke ag^t Olliver the Attachm^t Courts Judgm^t Reasons of Appeale &
 evidences in the Case produced were read comitted to
 the Jury and are on file wth the Reccords of this Court the Jury
 Brought in their virdict they found for the Deffendant^s Confirmation of
 the forme^r Judgment & Costs of Courts = The plaintiff declared he
 Attainted the Jury ¶ for erro's or mistakes ¶ & in open Court Elisha
 Cooke in behalfe of his mother & for himself wth Isaack Addington his
 suerty Acknowledged Jointly & senerally ¶ themselves c^r ¶ bound in
 tenn pounds to the Trespere^r of the Country on Condition that the said
 Elisha Cooke should prosecute his Attaint of the Jury as to matter of
 Erro^r at the next Court of Assistants to effect = E R S

John Hoare plaintiffe against Elisabeth Cooke executrix & Elisha
 Cooke deffend^t in an Action of Appeale from the
 Hoare ag^t Cooke Judgmen^t of the County Court at Cambridg after the
 Attachment Courts Judgment Reasons of Appeale & evidences in
 the Case produced were read with * the Copie of the Gennerall Courts
 Judgment in Barr of prosecution the Court declared the plaintiff was
 non suited =

Peter Eggerton plaintiff ag^t m^s smith widdow deffendant in an
 Eggerton ag^t Smith Action of Appeale from the Judgment of the County
 Court at Boston the plaintiff being three times Called
 & making default by his non Appearance he was non suited & his bond
 declared to be forfeited: & Katherin Smith had hir Costs Granted
 6^s 10^d =

W^m Pitts plaintiff Against Enock Badcock deffend^t in an action of
 Pitts ag^t Badcock Appeale from the Judgment of the County Court at
 Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted
 to the Jury & are on file wth the Reccords of this Court the Jury
 brought in their virdict they found for the deffend^t Confirmation of
 the forme^r Judgm^t 9th 18^s mony damage & costs of Court

[118]

1680

Francis Davenport having entred bond to prosecut
 Francis Davenport his Appeale from the sentanc or Judgm^t of the County
 Court in Boston & no Action entred & the Deffend^t † Patch

* Written over "Comitt."

† This space left blank in the original.

Appearing for his Costs the Court declared he had forfeited his bond —

Daniel mathew on Appeale from the Judgm^t of the County Court in Boston The Case was Called but no reasons Rendred but that he was vnsatisfied The Court declare^d the Case was non suited & bond forfeited

Mathews bond
forfeited

Ralph Powel plaintiff against m^r John Cotton deffend^t In an action of Appeale from the Judgment of the County Court in Boston in July last After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury and are on file wth the Records of this Court the Jury brought in their virdict they found for the Deffendant Confirmation of the forme^r Judgment 4^{ll} mony damage & costs of Courts forty seven shillings & sixe pence

Powell ag^t Cotton

Henry Ellit plaintiff ag^t Geoge Dauson deffend^t in an Action of Appeale from the Judgment of the County Court in Boston After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the forme^r Judgment & Costs of Courts fiety seuen shillings & sixe pence

Execution Issued
out for 57^s. 6.

[The following paragraph with the marginal note appears to have been entered by the secretary at a later date.]

The Court on Consideration of their late Act in June last Reasuming the Chanceryng of m^r Apleton^s bond declare they haue chancerjed the s^d bond to thirty fiue pounds mony & m^r Aplton to haue the tobacco^s himselfe

m^r Aplton bond
chancerjed =

Nehemiah Pearse plaintiff on Appeale from the Judgm^t of the County Court in Boston — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict i e they find him^a of the fact chardged

Nebe Pearse
2 10

on his peticon the Court Remitted the one halfe of his fine.

Nicholas Paige plaintiff ag^t Robe^t Brimsden deffendant In an
 Action of Appeale from the Judgment of the County
 Court in Boston the partjes being Agreed the plain-
 tiff had libe^{ty} & did wthdraw his Accon

Paige ag^t
 Br[im]sden

[119]

1680 9 Aug^t 1680

Edward Randolph Esq^r e^r by his libell & Information plaintiffe
 ag^t fuetty hogsheads || & 4 baggs || of tobacco & other Plantation
 Comoditjes deffendants as in said || Information || Reference thereto
 being had amply Appeareth The Action was Called the Information
 was Read m^r George Hutchinson Appeared in Court & Affirmed &
 owned the Tobacco^s was his And after all the pleas
 & evidences produced in Court by the plaintiff as
 also by said Hutchinsons Attorney Thomas Norman
 were Comitted to the Jury wch are on file The Jury
 Brought in their virdict they found for the deffendant Costs of Court
 The Court sent out the Jury once & Againe wth the Case further to
 Consider of it at their Coming in Againe || they declared by their for-
 man || they saw no cause to Alter their virdict as aboue ~~declared by~~
~~their foreman for the deffendant~~ || but found || for the deffendant
 Costs of Court

Randolph ag^t
 Hutchinson as to to-
 bacco e^r

In the Case of Susannah Goodwin the wife of Edward Goodwin
 humbly desiring that hir husband hauing wilfully de-
 serted hir for seuen or eight yeares and left hir desti-
 tute of all meanes of support for herself & children
 as in hir peticoⁿ The Court Judgeth it meet to de-
 clare she is set at libe^{ty} & from him to marry wth another man

Ans to Susanah
 Goodwin peticoⁿ &
 hir diuorce there-
 upon

~~this court~~ m^r Jn^o Joyliffe Cap^t Tho Bratle m^r Anthony stod-
 dard Cap^t Elisha Hutchinson m^r Jn^o Saffyn Capt Jn^o
 walley & Cap^t Jn^o ffaireweather returned as chosen by
 y^e Toune were Aprooued on by y^e Court & tooke their
 oathes as Comissione^rs for Boston for y^e yeare ensuing

7 Comissione^rs
 chosen

In Ans^r to y^e peticoⁿ of Sarah Coope^r for a diuors Respitted till she
 send to hir husband to informe him e^r & his estate
 secured for a convenient time =

Ans^r to Sarah
 Coope^rs peti^t:

This Court is adjourned to the 16 Instant at 3 of the clocke

The Court mett at the time *e*r and Adjourned to the 23 of Instant at 3 of y^e clock

vpon the Complaint of Thomas walters the Go^uno^r & magis^{ts} doe declare that the sajd walters rendering estate ffor the sattisfaction of the execution the officer ought to levy the execution vpon the same as the law directs and the sajd walters performing the same he shall be released from Prison the officer causing it to be apprizd as mony according to lawe — y^s was thus past 16 october following by all y^e magis^{ts} except m^r saltonstall m^r Russell & is here entred being a vacant place as Attests E R S

Courts declaration
or order as To Tho
walter execution

Go:

16th october 1680 DG

DD

ET

WS

JD

PE

HD

WB

TS

JR

PT

* JH

The Court is Adjourned to the 23 Instant at 3 of the clock in y^e afternoone

The Court met at the time The Court Considering that no own^r Appeared for to lay clajme to the 50 hogsheads of tobacco *e*r and nine barrells till the last day of the Court The Court Judged it meete to order (seuerall difficulties appearing in the Case) that m^r George Hutchingson who Claymes the sajd tobacco *e*r entring into bond of two hundred pounds wth sufficient sue^tjes to respond the Judgment of any of his majtjes Courts in this Jurisdiction in Case of further Complaint & prosecution wthin one yeare of this date for & Concerning the sajd tobacco^s *e*r the sajd tobacco^s *e*r on such bond given to be deliuered to the sajd Huchinson he discharging the warehouse for the same — —

Courts order about
y^e 50 hogds of A
to be dd to m^r
Hutchinson in
Case *e*r

Whereas the Honno^rable George Russell Esq^r is Convicted by his owne Confession before the Gouverno^r & seuerall of the magistrates of Comitting fornication with mary Pemberton is fined tenn pounds mony as a fine to y^e County of Suffolke to be presently payd & that he Give || in || security to value of ~~one hundred pounds~~ of † fiuety pounds mony to secure this Toune of Boston & county from damage as to main-

Courts order as
to Georg Russell
Esq^r his Crime:

* These initials stand for Daniel Gookin, Daniel Dennison, Edward Tyng, William Stoughton, Joseph Dudley, Peter Bulkley, Humphrey Davy, William Browne, Thomas Savage, John Richards, Peter Tilton, and John Hull, as appears from the lists of magistrates in other places in the record.

† "of" repeated in the record.

tenance of the child * or that he Giue security to value of one hundred pounds that he Appeare before the nex^t County Court to Ans^r for his said Crime & Abide y^e sentenc of the Court —

[120]

1680

16 & 18 Sep^r 1680Capt Laurenc
Comitt^d

Capt Laurence Complain^d on for Affronting the Go^ono's war^{ant} & shooting at the boate & men in it the kings Jack being thereon *er* = The Court sen-
tenet him to be Comitted to prison there to remajne
sufficiently secured till he Giue his oune bond in a thousand pounds &
two sufficient sue^tjies in 500^{li} a peece starling mony on Condition
y^t said Laurenc personally Appeare & Answer what shall be lajd to
his Charge & Abide the sentence of the Court wthn two moneths =

Nehemiah pearce †
his fine Remitted
him =

The Court Remitted to him † the halfe of his
fine

It is ordered that the ship Edward & Ann belonging to m^r Nicholas
Paige now Ready to saile be Imbargued till munday next to accompany
the Honno^{ble} the Lord Culpepper in his ship now
also bound to sayle for England =

At An Adjourn^t
16 Sep^r 1680

¶ In Ans^r to y^e peti^{ti}on of stephen Butler The Court Court ‡ ordered
a Respitt of y^e execucion ag^t him till the end of the nex^t Generall
Court in october nex^t as is desired Attest E R S. ¶

present.
Symon Bradstreet Esq^r Go^o 1st of octobe^r 1680
Tho Danforth Esq^r dep^t
Go^o

Richd Saltonstall
Daniel Gookin
Edw^d Tyng
w^m Staughton
~~Joseph Dudley~~ ¶
Peter Bulkley
Humphry Davy
Thomas Sauag
John Hull
— — —

Jurymen Returnd
to serve on this
Jury & Sworne
were
— — —

¶ The Jury Insisting on Caution for their
charges the Court ordered the plaintiff to put in
tenn pound. ¶

Edward Randolph Esq^r Collector *er* by his
Information bearing date 30th of September 1680
plaintiff as in his ¶ s^d ¶ Information referenc
thereto being had may § Amply Appeareth plaintiffe
against steven Clay m^r & Comande^r of the Good ship
Called the Batchello's Delight of london seized on by

* The rest of this paragraph appears to have been written later, when the marginal entry was made.

† Nehemiah Pearce, as appears by the margin.

§ Error in the record for "more."

‡ "Court" repeated in the record.

the said m^r Randolph as forfeited to his majty & the Case was Called the plaintiff & deffendant both Appeared the Information & other evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the defendant Costs of Court:

m^r Richard Middlecot
Thomas Bilgh sen^r
Richard Bulkley
John Olliver
|| Rich^d Crispe ||
Anthony Haywood
John Parmiter
John Winslow
Samuel Ballard
Thomas Addams
Timo. Cutler
Stephen Cadman
— — — —

The Court Allowed the Jury forty eight shillings for their charge & expenc & the Remainde^r seven pounds twelue shilling^s to be deliu^d to m^r Randolph Againe wch was donⁿ =

The Secretary is ordered that henceforth where any person shall obteyne an order from the Go^vno^r for the sumoning of the magis^{ts} to meete in Court of assistants & of a Jury for the tryall of any Case the secretary before he grant warrant for the sumoning a Jury shall require of the plaintiffe tenn pounds in money as Caution to respond the charges of said Court and when the Court is ended and the charges of the Court is paid the remainder shall be returned if any be to the said Plaintiffe Provided alwayes It shall be lawfull for any plaintiff in any maritime case or any other that shall prosecute the same in any stated Court of Assistants or County Court that shall prosecute the same paying only tenn shillings for the tryall thereof as hath binn customary =

order for y^e secret. to
take 10^{li} Caution be-
for he summon^s a
Jury —
— — — —

Josiah Cobbham Acknowledged himself his heires execcuto^s & Adm^{str}ato^s bound in sixty pounds starling mony to James Russell Esq^r Tresp^r of y^e Country on this Condition that he shall & will Appeare before such Court or Courts as shall take Cognizance of the Case and Answer what shall be layd to his * charge by m^r Edward Randolph in & about the Sloope^s Carrying of Goods aboard Cap^t Laurence his ship Contra^y to the Act or Acts of Parl^{iam}ent & abide their Judgment this thus donn by orde^r of y^e dep^t Go^vno^r in Boston 21 octob^r 80

as Attests

Edw^d Rawson Sec.

A warrt was signed to m^r Randolph or Dani Mathews &

* Written over "this."

[121]

1680

[The following paragraph is inserted at the upper edge of the page.]

2^d octobe^r 1680 In Ans^r to Peter Laurenc peticon It is ordered y^t his fine be remitted to 20^{li} & paying 10^{li} in mony & giving security his oune bond for y^e other tenn pounds to y^e Tresurer at his returne in like siluer E R S

present
Symon Bradstreet
Esq^r Go^{vt}
Daniel Gookin
Edw^d Tyng
W^m Stoughton
Joseph Dudley
Humphry Davy
Tho Sausage
Jn^s Richards
John Hull
— — —

Att a Court of Assistants or Admiralty held at
Boston in New England 18th of novemb^r

(19) — 1680 —

John Bouland mate of * the good ship called the Ann & Hester of London by his libell & complaint exhibbited to this Court bearing date the 16th of Novembe^r plaintiffe against ff^rancis Branson master & Comander of sajd ship together with sajd ship hir tackle & Apparrell deffendant for that the sajd ff^rancis Branson master of sajd ship aforesajd refused & still doth refuse to pay vnto the sajd Bowland his just wages to the full some of thirty eight pounds in mony after the rate of three pounds five shillings p^r moneth for service by him donne & performed in sajd ship ~~as~~ as in the sajd libell ¶ & ¶ Attachment ~~pleas & evidences~~ reference thereto being had may Appeare After the libell Attachment pleas & evidences made & produced before the Court were heard & read The Court declared & Adjudged that It Appeared this was not the second deliuey Port & so wages not due & decreed that the plaintiffe pay the deffendant Costs of Court nineteen shillings and sixe pence

Bowland vs Branson.

Henry Basset Boatswayne Zackeriah Lauter Carpenter Richard Butcher Gunner Jasper Eve Richard Odling George fisher Samuel Rochford Benjamin Whittenhall & symon Thomas marrine's of the ship Ann & Hesther of London by their libell & Complaint exhibbited to this Court bearing date 16th of Instant November plaintiffs against ff^rancis Branson master & comãnder of sajd ship together therewith the sajd ship deffend^t ff^ror that he the sajd ff^rancis Branson master &

Henry Basset &
mariners p^{ts}. ag^t
ff^rancis Branson
deffend^t

* "mate of" written over "by his libell."

Comander of said ship ~~together wth the said ship~~ | Refuseth and still doth | refuse to pay vnto them their seuerall wages according as is exprest in their libell on Complaint amounting to the summe of one hundred & sixty six pounds or thereabouts for their seuerall wages donn & performed by them in said ship as in their said libell or Complaint is declared reference thereto being had Amply may Appeare — After the libell with Attachment pleas & evidences made in the Case were heard read and perused The Court declared & Adjudged that this was not the second Port of deliury and so their wages was not due and therefore decreed that the plaintiffe pay the deffendant his costs twenty six shillings money —

Thomas Tompkins Boat swajne xtian Bowles John Ansley & John Tompkins seamen belonging to the ship called the Resolution of London by their libell & complaint bearing date the 17 of novembe^r 1680 plaintiffe ag^t Cap^t Richard Cobb | m^r | of the said ship together wth said ship deffend^t for that he the said Richard Cobb master & Comander as afores^d hath refused to pay them their seuerall wages for their services pe^rformed in said ship

[122]

1680

as in their said libell reference thereto being had more Amply may appeare — After the libell Attachment evidences & pleas made read & heard before the Court the Court declared they Adjudged for the deffendant & decreed the plaintiff should pay the deffendant his Costs of Courts —

Att a Court of Assistants or Admiralty held at
Boston in New England 2^d decem 1680

Thomas Stevens Boateswayne Richard milson Gunne^r and Thomas Longworth marrine's belonging to the Good ship Called the George of Bristoll by their libell & Complaint exhibbited to this Court plaintiffe against Samuel Isaac master & comander of said ship together with said ship deffend^t for that he the said Samuel Isaac master *or* refused & still doeth refuse to pay them their seuerall^a amounting in the whole to forty nine pounds fowerteene shillings or thereabouts not wthstanding his promise

present
Symon Bradstreet
Esq^r Go^t
Tho. Danforth Esq^r
dep^t Go^t
Daniel Gookin
Edw^d Tyng
w^m staughton
Joseph Dudley
Humphry Davy
John Richards
John Hull
James Russell
— — —

steuens & marrins
plt agt Samuel Isaac
deff^r m^r of ship reso-
lution *
to cleare them in New England their seuerall wages
as in said libell reference thereto being had more
Ampl^y doth & may Appeare After the libell Attach-
ment pleas & euidences made & produced were heard
C^r the Court declared they Adjudged that the plaintiffe^s pay the
defendant his Costs i: e seventeene shillings & sixepence

Cap^t steeven Clay master & Comander of a ship in the Harbor
by his libell & Complaint bearing date 29th of november 1680 plaintiff
against m^r Daniel Turell sen^d deffend^t in an Action of
the Case for that the said Turell buying a ship of him
as she lay at charls Tounne at Gree[n]es wharfe for
forty pound mony refused and still doth refuse to pay
him the said clay for the same as in the said libell reference thereto
being had more at large doeth & may Appeare After the libell Attach-
ments & defendants Answer pleading for a non suite was read & duely
Considered of by the Court the Court Adjudged that the plaintiffe
was non suited=

Att A Court of Assistants or Admiralty held at Boston | in N
Engld | 9th of Decembe^r 1680

~~w^m kelso-chirurgion-~~

[123]

1680

9th decembe^r 1680

w^m Kelso chirurgion of ship Ann & Hesther of London by his
libell & Complaint exhibbited to this Court bearing
Kelso ag^t Branson date the 4th of Decembe^r 1680 plaintiff against francis
Branson master & Comander of said ship together wth said ship
deffendant for that he the said master hath Gonne beyond his powe^r &
authority in tirannically & most cruelly beating and abusing him aboard
said ship for no other reason but because he would not doe the office of
a cooke not being bound thereto & shipt only for his chirurgeon Calling
a Council of warr vpon him and dischardging him of his place thô he
offered to hire one to p^rforme the Cooks office pretending his Cruell
vsage of him was his Jealousy that he should report of his bull bayting
& fishing on the Lords Day and refusing to pay him his wages & cleare
him he being Justly afrajd of his life as in his libell reference thereto

* Error of the Secretary for "The George of Bristol."

being had more Amply doth & may Appeare After the libell Attachment and evidences in the Case produced were read & duely Considered of The Court declared they Adjudged for the plaintiffe & decreed that he be freed from the ship and that the deffendant pay the plaintiffe all his wages abating only for sixe weekes wch Comes to in all nineteene pounds fueteen shillings & sixe pence || starling money of England || as also paying the Costs of the Court fowe' pounds fueteene shillings & sixe pence this Country money

John Bowland mate of the Good ship called the Ann & Hester of London by his libell & Complaint exhibbited to this Court bearing date the 1st of December 1680 plaintiffe against ffancis Branson master & Comander of the sajd shipp together with the sajd ship deffendant for that he the sajd francis Branson master — refused and still doeth refuse to pay him his Wages not withstanding his performance of his sajd service in sajd ship and his particular promise besides past in the Isle of may in June last * at his the sajd Boulands arrivall in New England and being Agrieved he would pay him his wages and cleare him of his service from the sajd ship as in sajd libell refference thereto being had Amply doth and may Appeare After the libell Attachment and evidences in the Case produced were read and duely Considered of the Court declared that they Adjudged the plantiffe to pay the deffendant his Costs
Bouland ag^t ffancis
Branson
30 october 1680
 twelue shillings

[The following paragraph is written on the lower edge of the page.]

The Go^{wn} & magists met in a Court of Assistants & ordered in Ans^r to the peticon of Georg Hutchinson that any orde^r formerly notwthstanding if the sajd Georg Hutchinson shall wth his sue^tj^{es} enter into bond of one hundred[^] to respond the Judgment of any of his majtes Courts in this Colony once within a yeare of this date in Relation to y^e sd Tobacco then the sd Bond to be voyd =

Ans^r to m^r Georg
Hutchinson

[124]

1680

At A Court of Assistants or Admiralty held at Boston || in N Eng || 24th of December 1680

Edward Randolph esq^r Collecto^r of his Majestjes †

present
 Tho. Danforth Esq^r
 Dep^t Go^{vt}
 Richd Saltonstall
 Daniel Gookin

* The word "that" apparently was omitted here by the Secretary.

† Written over "e^r by his."

W^m Staughton
Joseph Dudley
Peter Bulkley
Humphry Davy
Tho Sauage
Jⁿ Richards
John Hull
James Russell
— — — —

persons Returnd
to serve on the
Jury & Sworne
were =

— — — —
m^r Thomas Jenner
W^m Gilbert
John Foy
stephen Burton
Thomas Moore
James Loyd
Thomas Berry
Thomas Jolls
Sam Ballard
Joseph Newell
stephen Cadman
John Knight
— — — —

Customes in New England *or* by his Information or lybell plaintiffe against Timothy Armitage master of the Good ship Called the two siste's of Boston deffendant as in the said Information or libell reference thereto being had more Amply doth & may Appeare After the evidences in the Case produced were read Comitted to the Jury w^{ch} are on file wth the reccords of this Court the Jury brought in their virdict they found for the deffendant costs of Court =

Edward Randolph Esq^r Collecto^r *or* by his Complaint exhibbited to this Court plaintiff prosecuting T[i]mothy Armitage master of ship two siste's vpon breach of the act of the foweteenth of the king for Affronting & disturbing him the sajd Edward Randolph in prosecution of his trust & office After the evidences in the Case produced were read *or* the Court Judged it meete to sentence the sajd Timothy Armitage to pay as a fine forty pounds money * & stands Comitted till this sentence be performed

Edward Randolph Esq^r Collecto^r *or* by his libell & complain^t plaintiffe ag^t John Huling master of the ship Called the maydenhead together with the sajd ship defendant as in sajd libell & Complaint reference thereto being had Amply doth & may Appeare After the evidences in the Case produced were read & Comitted to the Jury the Jury brought in their virdict they found for the deffendant Costs of Court all wch is on file wth the Reccords of this Court =

m^r Randolphs *or* [†]
Cases on y^e & the
other side =
— — — —

Edward Randolph Esq^r Collecto^r of his maj^{ties} Customes in New England by his libell and Complaint plaintiff against the Barque Called the Gift of God and the master thereof as in sajd libell reference thereto being had doth and may Appeare John Brock master of sajd barque or ship being in Court by Consent this Acton proceeded the evidences in the Case produced were read = The Court declared || y^t || their sence is that in and from all distinct places & Goverments entrjes must be made by all strainge's but It Appearing that the sajd vessell had entred at the Prouince of majne & cleered as the acts of

* Written over the word "fine."

† Written over "4."

trade require & that shee brought hither neither European nor * Plan-
tation Goods doe order hir now to make entry heere as the law pro-
vides & pay the plaintiffe five pounds Costs & office's fees =

[125]

1680

1681

Edward Randolph Esq^r Collecto^r e^r by his libell & Complaint
plaintiff ag^t two hogsheds of Irish yarne e^r in the hands of Joseph
Harding deffendant as in said Libell reference thereto being had more
Amplly doth & may Appeare The Evidences in the Case were read &
Comitted to the Jury who brought in their virdict they found for the
deffendant Costs of Court = eight shillings

Edward Randolph Esq^r Collecto^r e^r by his libell & Complaint
plaintiffe against ship expedition & samuel Lugg master thereof
deffendant as in said Lybell reference thereto being had more Amplly
doth and may Appeare After the evidences in the Case produced were
read Comitted to the Jury and are on file The Jury brought in their
virdict they found for the deffendant Costs of Court =

Francis Branson Comander of ship Ann & Hes-
ther by his libell and Complaint plaintiffe against
w^m kelso Chirurgeon by way of Revejw of an Action
trjed at the Court of Assistants or Admiralty on the
ninth Instant as in said libell & Courts Judgment
reference thereto being had Amplly doth & may Appeare After the
libell & evidences in the Case produced were read ~~Comitted to the Jury~~
& are on file with the Reccords of this Court The Court declared that
they Judged It meete to order the plaintiff to pay the deffendant his
Costs three pounds sixteene shilling^s & sixe pence =

at y^e same Court
without a Jury was
tried & Issued y^e
Case betweene
Francis Branson &
w^m kelso on Revejw

[The two following records of Admiralty Courts were evidently
entered out of their chronological order.]

Att a Court of Assistant Called & sum-
oned to sitt in Boston 17th of June 1681

or Admiralty

present

Tho Gretian master of the Pincke Expec-
tation by his libell & Complaint exhibbited to
this Court [and] by his Attachment Bearing

symon Bradstreet Esq^r Go
Tho Danforth Esq^r dep^t Go^o
Daniell Gookin mj^r Geⁿ
w^m Stoughton
Joseph Dudley

* Written over the word "Goods."

Humphry Davy
The Sauage
J^r Richards
J^r Hull
Samuel Nowell
James Russell
— — — —

} Reqn date the 10th Instant plaintiff against Josiah
Torry deffendant for that the said Torrey re-
fuseth to pay vnto the said Gretian the sume
of twenty seven pounds futeene shillings &
seuen pence money due for disbursements and

wages vpon his eighth part of the said Pincke for seuerall voyages as
p an Account given the said Torrey march 21 (1680) & by the libell
dated as aboue & othe^r evidences may Appeare e^r After the said libell
& Attachment dated as aboue wth the other evidences produced were
Read ~~Comitted to the Jury~~ and duely Considered of by the the * Court
the Court declared they Adjudged for the deffend^t & Granted him
Costs of Court eight shilling^s & six penc =

[126]

1681

Thomas Gretion master of the Pinck expectation by his libell &
Complaint exhibbited to this Court as also by his Attachment dated
the 10th Instant June Refferenc thereto being had plaintiff ag^t Barnard
Shinchinke merchant & particularly ag^t his y^e said Shinchinks $\frac{3}{4}$ parts
of said Pinck expectation and all hir Appurtenances Attached to value
of two hundred pounds to Respond his said Compt for that the said
Shinchink hath no^t payd the said Gretion one hundred & seuen pounds
nine shillings & nine penc in mony due for wages and disbursments
vpon the said ship or Pincke for seuerall voyages as p the said libell
bearing date date[†] as aboue & by the Account of the same date &

y^e deffend^t called
but not Appearing
sumons being left
at his last place of
Aboad m^r Rocks as
Returnd =

othe^r evidences may appeare e^r || y^e deffend^t was
Called but not Appeared sumon^s left at his last aboad
m^r Joseph Rock as Returnd || After the libell At-
tachm^t Account & othe^r evidences produced were Read
& duly Consid[ered] of by y^e Court The Court Ad-
judged for the plaintiffe the balance in the Account

sworne to being one hundred & seueⁿ pounds nine shilling^s & nine
penc mony & the chardg & Costs of Court wch Came to three pounds
sixteene shillings & fowe^r pence =

And It is ordered by this Court that Thomas Gretian giving suffi-
cient security wth two sue^ty^s by bond to the Tresurer of the Country
in two hundred & fowerteen pounds nineteen shilling & sixepenc || to ||
respond the Revejw or Reuersion of the action aboue by y^e said Bar-
nard Schinkink his heires Attur[n]ey or Agent recouering any Judg-
ment in any Court of his majestjes in this Jurisdiction w^{hin} on yeare
& a day from this time relating to what this day past : =

* "the" repeated in the record.

† "date" repeated in the record.

Att a Court of Assistants or Admiralty held at Boston in New England the 4th of August 1681. and then Adjourned to the 11th Instant at three of the clock : when they Sat

Paul sharrot or Starast Leifteñ^t & Cloice Pieterston mate of ship Salamande^r a Prize belonging to the Great Prince the Duke of Brandenburg by their libell & Complaint exhibited to This Court Dated the 2^d of August 1681 plaintiff^s against marcellus Cocke Captaine of sajd ship & sajd ship deffendant^s for their wages i e Paul sharrot or starrast for a sixty fiue pounds sterling for sixteen month^s and a halfe service and the sajd Cloice Pieterston for the sume of a sixty pounds for like service as in the sajd libell- reference thereto being had more Amply doeth & may Appeare — After the libell the Attachment & other evidences in the Case produced by the plaintiff^s & deffendant (who both Appeared in Court) were read and duely Considered of by the Court they Adjudged for the deffendant Ordering the plaintiff^s to pay the office's their ffees out of their Caution, & the officer to Returne them the rest =

Paul sharrot or
starast & ag^t
marcellus Cock
Cap^t of salamander

[127]

1680

Att A Court of Assistants held at Boston
the 1st of march 1680

m^s Elizabeth Cooke executrix & m^r Elisha Cooke execcutor plaintiff^s in an Action of Appeale on Attaint of the Jury whereof m^r Holliok was foreman = Aagainst * Cap^t James olliuer deffendant: from the virdict of the Jury at the last Court of Assistants After the Attachment the Courts Judgment & evidences in the Case produced were read Comitted to the Jury & are remayñg on file The Jury

ent. p Ellis.
Cooke

brought in their virdict i e in the sajd Case depending between the s^d m^s Eliza: Cook & m^r Elisha Cooke plaintiff and the Attorney^s of Cap^t James olliuer deffendants the Jury finds for the plaintiff seventy two pounds fiuteene shillings and nine pence money & Costs of Courts

present
Symon Bradstreet Esq^r Go^d
Tho: Danforth Esq^r dep^t Go
Richard Saltonstall
Daniel Gookin
Daniel Dennison
w^m staughton
Joseph Dudley
Nathaniel Saltonstall
Humphry Davy
Tho Sauge
w^m Broune
John Richards
J^m Hull
Samuel Nowell
James Russell
Bartholmew Gidney

Esq^s

persons Returned to
serve on y^e Grand
Jury & sworn were

m^r John Blake
Thomas Berry
James Pemberton
Tho Gardiner
James strawbridge

* So written in the record.

Nathaniel Sparhawk seven pounds foweteen shillings & 4^d Reuersing the
 Tobjas Daile former Judgment =
 Phillip Torrey
 Robert Herrington
 Tho Tyleston sen^d w^m wate's plaintifffe on Appeale from the Judg-
 Tho Trot ment or sentence of the County Court at Boston =
 w^m Dady This Accōn was wthdraune by the plaintifff by leaue &
 Jn^s Heyman licenc of the Cour^t =
 — — — —

Thomas Hill plaintifffe against w^m obbinson deffendant in an
 Accōn of Appeale from the Judgment of the County Court in Boston
 = After the Attachment Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read 1st Ju
 Comitted to the Jury & are remayning on file wth the
 Reccords of this Court the Jury brought in their virdict they found
 for the deffendan^t Confirmation of the former Judgment & Costs of
 Courts

Benjamin Balch plaintifff in an Action of Appeale from the Judg-
 ment of the last County Court at Ipswich against w^m Dodge Jun^d de-
 fendant After Calling of y^e Accōn y^e Case by Consent of partjes
 was refferd to y^e Bench who hearing the Attachmt Courts Judgment
 reasons of Appeale & evidences in the Case produced the Bench
 reuerst the former Judgment & Judged for the plaintifff granting him
 his Costs forty eight shillings —

Josiah Torrey plaintifff in an Action of Appeale from the Judg-
 ment of the County Court at Boston ag^t Tho Gretian deffendant after
 the Attachm^t Courts Judgment Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury & are on file wth the
 Reccords of this Court the Jury brought in their virdict i e In this

persons returnd & Case the Jury finds for the plaintifff
 sworne to serve on y^e that the deffendant in thirty dayes Exec Issued
 Jury for Attaints shall give a Just & true Account of all disbursments
 were = vpon & earnings of the Pinck expectation according
 — — — — to Attachm^t or pay two hundred pounds money to the
 Cap^t Rich^d Sprague plaintifff and Costs of Courts reuersing the former
 Richard Harris Judgment costs 3^l = 02^s & 4^d.
 Adam Winthrop
 Tim^s Armitage
 Jn^s Scate

Samuel Bridge
 Tim^s Thornton
 Ambrose Dawes
 David Copp
 Sam^uel Gookin

Mr Joseph Rocke plaintifff against m^s Sarah
 Franck deffendant in an action of Appeale from the
 Judgment of the County Court in Boston After the

Attachment Courts Judgment Reasons of Appeale &
 Euidences in the Case produced were
 Read Comitted to the Jury & are on
 file wth the Reccords of this Court
 the Jury brought in their virdict they found for the
 deffend^t Confirmation of the former Judgment & Costs
 of Courts 2^d 11. 10

Isaac Hill
 Abra : Jackson
 Daniel Brewer
 Abrah How
 Benj. Gamblin
 Joseph Rise
 Jnⁿthan Browne
 Samuel stearnes
 Joseph sherman

[128]

1680

George Carr Sen^d plaintiff in an action of Appeale
 ag^t Cap^t Nicholas Paige deffend^t from the Judgment
 of the County Court at Salem After the Attachment
 Courts Judgment Reasons of Appeale e^r were read
 the deffendant pleading for a non suite It was Granted

Timothy Tyleston
 Henry Leadbetter
 John Toleman
 Daniel Preston
 Tho. Jenner

persons Returned &
 sworne to serve
 on the 1st Jury of
 Tryalls for Appeales
 lyfe lymb e^r

Walter fairefeild plaintiff against Thomas Knowl-
 ton deffendant in an Action of Appeale from the
 Judgment of the last County Court at Salem after the
 Attachment Courts Judgment Reasons of Appeale
 and euidences in the Case produced
 2^d Jur were read Comitted to the Jury and
 are on file the Jury brought in their virdict they found
 for the plaintiff reuersion of the former Judgment &
 Costs of Courts. =

1st Jur
 Cap^t Richard
 Sprague
 Jnⁿ Conney
 Solomon Phipps
 Jnⁿ Parmiter
 Samuel Gookin
 Samuel Bridge
 Abraham Jackson
 Joseph Rise
 Samuel Stearnes
 John Scates
 Abraham How
 Ambrose Daves *

persons Returnd &
 sworne for to serve
 y^e 2^d Jury of trialls
 for Appeales life
 Limbe e^r

Joseph Holmes Attorney & substitute of James
 mathews of new Yorke plaintiff against John Keene
 deffendant in an Action of Appeale from the Judgm^t
 of the County Court in January last at Boston =
 After the Attachment the Courts
 1st Jur Judgment Reasons of Appeale &
 euidences in the Case produced were Read Comitted
 to the Jury and are on file wth the Reccords of this
 Court the Jury brought in their virdict In the Case
 depending betweene Joseph Homes substitute of Jnⁿ
 dafforne Attorney to James mathews plt & John
 Keene deffend^t the Jury finds for y^e deffendant Con-
 firmation of the forme^r Judgment the deffend^t paying

Cap^t Richard Woody
 John Toleman
 Daniel Copp
 Isack Hill
 Daniel Brewer
 Benja Gamblin
 Jonathan Browne
 Henry Leadbetter
 Daniel Preston
 Joseph sherman

* Or Dawes.

Timothy Tyleston the plaintiff thirty five shillings money & Costs of
Timothy Thorn- Courts * =
ton =

— — — —

George Speere plaintiff against Peeter Bracket
deffend' in an action of Appeale from the Judgment
of the County Court at Boston: the plaintiff wth drew his Accon hauing
leau from the Court so to doe =

Tho Gretian plaintiff against Stephen Sweathy deffendant in an
Accon of Appeale from the Judgment of the County Court at Boston
in January last after the Attachment Courts Judgment Reasons of
Appeale & euidences in the Case produced were read Comitted to the
Jury and are on file wth the Records of this Court the Jury brought in
their virdict = the Jury found for y^e deffendant Confirmation of the
former Judgment & Costs of Courts = The plaintiff
Gretian ag^t sweathy in open Court sajd he did Attaint the Jury || whereof
1st Jury Cap^t Rich^d sprague was foreman || for erro's & mis-
Cloathes takes and accordingly Tho. Gretian principle & An-
thony Checkly & Nathaniel willjams his sue'tjes acknowledged them-
selues Bound in tenn pounds a peece to the Tresure^r of the Country on
Condition that sajd Thomas Gretian shall prosecute this his Attaint at
the nex^t Court of Assistants to effect as y^e law Requires from y^e virdict
of the Jury whereof Cap^t sprague was foreman

Steveⁿ Sweatie † plaintiff ag^t Thom^s Greetian ‡
stepⁿ sweathy plt^f deffend' in an Action of Appeale from the Judgment
of the County Court at Boston in Jan^ury last After the Attachment
Courts Judgment Reasons of Appeale & euidences in
1st Jury the Case produced were read Comitted to the Jury
for wages and are on file the Jury brought in their virdict
Idem uersus Idem i e they found for the plaintiff Reuersion of the
former Judgment and seuentene pounds sixtene shillings sixe pence
mony & Costs of Courts the ~~plaintif~~ || deffend' || Attainted the Jury
|| whereof Cap^t Rich^d sprague was forman || for errors & mistake^s &
Accordingly Tho Gretian principle & Anthony checkly & nathaniel

* This verdict is on file and agrees with the record.

The appeal is from the judgment (or verdict) of the County Court in an action of Review
Jan. 25, 1680-1, when a verdict was rendered for Keen for "26^{li} 5^s 9^d in money and costs of Court."

The apparent anomaly in the verdict at the Court of Assistants may perhaps be explained as
the result of an adjustment, there being several actions pending between the same parties. See
Court Files, Suffolk Nos. 1827 and 2062.

† Written over "Tho Gretian."

‡ Written over "Stephen Sweathy."

willjams his sue'tjes aknowledged themselves jointly & seuerally bound in tenn pounds apeece to y^e Tresure' of the Country as aboue on this Condition that said Gretian shall p^osecute this his Attaint at y^e next Court of Assistants to effect ag^t said Jury whereof Cap^t sprage was foreman —

[129]

1680

Thomas Gretian plaintiff ag^t Roger stayno^r 1st Jur
deffend^t in an action of Appeale from the Judgment
of the County Court in January las^t After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case produced were
read Comitted to the Jury & are on file The Jury
declard they found for the deffendant Confirmation of Gretian ag^t staintor
the former Judgment & twenty two shillings more money & costs of
Courts The plaintiff Tho Gretian In open court Attainted the Jury for
erro's & palpable mistakes & Accordingly said Tho Gretian principle
& Anthony cheeckly & Nathaniel willjams his sue'tjes acknowledged
themselves Jointly & seuerally bound in tenn pounds a peece to the
Tresure' of the Country on y^e Condition that sd Tho. Gretian prosecut
this his Attain^t of the Jury to effect

Idem vsus Idem on Appeale from the Judgment of the County
Court at Boston in January last After the Attachment Courts Judg-
ment reasons of Appeale & evidences in the Case produced were read
Comitted to y^e Jury & are on file wth the Reccords of Gretian ag^t staintor
this Cour^t the Jury brought in their virdict they found
for the Deffendant Confirmation of the former Judgment & Costs of
Courts the plaintiff Attainted the Jury and said Thomas Gretian
principle & Anthony cheeckley & Nathaniel willjams his sue'tjes ac-
knowledged themselves joyntly & seuerally bound in tenn pounds
a peece to the Tresurer of the Country on this Condicion that said
Gretian shall prosecute this his Attaint of s^d Jury at the nex^t Court of
Assistants to effect —

Richard Collecot & nathaniel Greenwood plaintiff^s ag^t John How
deffendant in an Action of Appeale from the Judgm^t
of Ipswich County Court After the Attachment
Courts Judgment Reasons of Appeale & evidences
in the Case produced, comitted to the Jury & are on
file the Jury brought in their virdict they found

Collecot & ag^t
How

exec Issued out
4 June 1681

— — — —

for the plaintiff's Reversion of the former Judgment & Costs of Courts 3^{li} 3^s

Robert knight plaintiff in an action of Appeale from y^e Judgment of Ipswich Court ag^t Sam: Leach & onesephirus Allen deffend^r After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of y^e Court the Jury brought in their virdict they found for the plaintiff reuersion of the forme^r Judgment and the land in controuersy & Costs of Courts eight pounds fueteen shillings & tenn pence —

Playsted ag^t Norton. Jn^o Playsted plaintiff against George Norton deffend^r in an action of Appeale from the Judgment of the County Court at Boston After y^e Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiffe reuersion of the former Judgment & Costs of Courts eight pounds fueteene shillings & tenn pence — —

Sam^l & Jn^o Bennet plⁱ ag^t Leonard Douden & Tho Paddy — | Sam^l | & Jn^o Bennet plaintiff^s against Leonard Douden * deffendant in An action of Appeale from † the Judgment of the County Court at Boston, January last After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff's reuersion of the former Judgment & Costs of Courts

[130]

1680

yeales Os. Rose Timothy Yeales plaintiff ag^t Roge^r Rose deffend^r in an Action of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury

* By the papers on file it appears that the defendants in this action of appeal were " Leonard Dowden and Thomas Paddy, Administ^r to the estate of William Paddy, dec^d., as Assignees of Hudson Leverett."

† " from " repeated in the record.

brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

Jn^o Gifford plaintiff ag^t Phillip Read deffend^t in an action of Appeale frō the Judgment of the County Court at Boston — After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the deffend^t D^r phillip Read Confirmation of the forme^r Judgment & Costs of Courts the plaintiff in open Court Attainted the Jury ffor erro's & mistakes & accordingly John Gifford principle & John Joyliffe his sue^{ty} Acknowledged themselues Jointly & seuerally bound in tenn pounds apeece to the Trespere^r of the Country on this Condition that sajd John Gifford shall prosecute this his Attaint of y^e Jury at the nex^t Cour^t of Assistants according to Law :

Gifford ag^t Reade
2^d Jur

Attaint

Daniel Heinshaw * plaintiff ag^t Thomas voss deffendant in an action of Appeale from the Judgment of the County Court in Boston After the Attachmⁿ Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found a speciall virdict i e That if willjam Pond his originall deed wth his Assignment & Conveyance & fowe^{te}n yeares possession be more valid in Law then Joseph Homes his latter deed to Thomas vosse now in Court then wee find for the plaintiffe the land now in Controuersy & Costs of Courts but if othe^rwise wee finde for the deffendant Confirmation of the former Judgment & Costs of Courts || the Bench found for y^e pl^t Reucon of the form^r Judgm^t & Costs of Courts three pounds thirteen shilling & eight pence (3: 13. 8. ||

Heinshaw ag^t vosse

Joseph Joy || & Nath^l Beale || plaintiff ag^t Hudson Leueret deffendant in an Action of Appeale from the Judgment of the County Court at Boston in Janu^{ry} last after y^e Attachment courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict They

Joy e^r ag^t Leueret

* "Daniell Henshaw" in the original verdict on file.

found for the deffendant Confirmation of the forme' Judgment & Costs of Courts the plaintiff in open Court Attainted the Jury || for erro's & mistakes || & accordingly Joseph Joy & nathaniel Beale principles & Joshua Hubbard Jun^d their sue'ty did acknowledg themselves Joyntly & seuerally bound in ten pounds apeece to the Tresurer of the Country on Condition that said Joy & Beale shall prosecut their Attaint at the nex' Court of Assistant[s] according as the law requires

Anthony cheeckley Attorney to Capt Joshua scottow plaintiff ||
 Against Eliakim Hutchinson deffendt || in an action
 cheeckly ag^t of Appeale from the Judgment of the County Court
 Hutchinson in Boston After the Attachment Courts Judgment
 reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file, the Jury brought in their virdict they found in y^t Case betweene m^r Anthony cheeckley plaintiff & m^r Eliakim Hutchinson deffendant the Jury finds for the deffendant five pounds three shillings nine pence mony || ReUding y^e form' Judgmen' || & costs of Courts

Richd Thayer plaintiff against majo^r Thomas
 1st Jury Sauage deffendt in an Action of Appeale from the
 Thayer ag^t Judgment of the County Court at Boston After y^e
 m^r Savage Attachment Courts Judgment Reasons of Appeale &
 Attaint evidences in the Case produced were read Comitted to
 - - - - y^e Jury & are on file. In the Case depending between Richard Thayer plaintiff & majo^r Thomas sauage deffendant The Jury finds for the deffend' Confirmation of the forme' Judgm' & Costs of Courts Rich^d Thayer in open Court Attainted the Jury for erro's & mistakes & accordingly Rich^d Thayer principle & Nath. Thayer & Jn^o Pittom his sur'tjes acknowledged themselves Jointly & seuerally bound in tenn pounds a peece to y^e Tresurer of y^e Country on condition y^t said Richd Thaje^r shall prosecute this his Attaint at y^e next Court of Assistants as y^e law requires

[131]

1680

Richard Thayer plaintiff against Cap^t Roger Clap
 1st Jur deffendant in an action of Appeale from the Judg-
 Thayer ag^t Clap ment of the County Court in Boston after the Attach-
 ment courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Rec-

cords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

John Richards plaintiffe against Josiah witter deffendant in an action of Appeale from the Judgment of the County Court at Ipswich after the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts three pounds tenn shillings

Richards ag^t
witter =

execut : Issued out
19 . Apr . 82 . for
3^d 10^s

m^r Jn^o Saffyn plaintiff against m^r Robe^t Holt deffendt in an Accon of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts fuety fower shilling & two pence =

Saffyn ag^t Holt
2 Jur

The voss : plaintiff ag^t Daniel Heinshaw deffend^t ~~after the Atta~~ In an action of Appeale from the Judgment of the County Court at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the plaintiffe reuersion of the forme^r Judgment & Costs of Courts five pounds one shilling =

voss ag^t Heinshaw

Abiel Lamb plt ag^t Tho Hill deffend^t in an Action of Appeale from the Judgm^t of the County Court at Boston y^e plaintiff wthdrew his Accon by leaue from the Court

Lambe ag^t Hill

Jn^o Turne^r Attorney to Ephrajm Turner pltff ag^t Thaddews micarter deffend^t in an Action of Appeale from the Judgment of the County Court at Boston the plaintiff wthdrew this his Accon by leaue from the Court

Turne^r ag^t micarter

George ffoule had fve shillings || & 6^d || Granted
 Georg foules Costs || him for || his costs ag^t Hudson Leueret for his non
 ag^t Hudson Leueret psecution * of his Appeale from charls Towne Court
 21 ¹⁰ 80. at this Court

Nathan Heyman had fve shillings Granted him
 Nath Heymans for his Costs ag^t John moore for his non prosecution
 Costs ag^t Jⁿ moore of his Appeale at y^e Court from charls Town^e County
 Court.

Jⁿ Dyars Indictm^t Jⁿ Dyar of Braintry was Indicted by the name
 of John dyar of Braintry in the County of suffolke
 in New England for not hauing the feare of God before your eyes and
 being Instigated by the diuill on the 31th of January last did wickedly
 murder and kill Jⁿ Ahattawants Indian by shooting him wth swan
 shott con^rary to the peace of our Soueraigne Lord the king his crowne
 & dignity the lawe of God & of this Jurisdiction being brought to the
 barr to this Indictment pleaded no^t guilty put himself on God & the
 Country for tryall After y^e Indictment & euidences in y^e Case produced
 were read Comitted to the Jury and are on file the Jury brought in
 their virdict they found the prisone^r at the barr no^t guilty according
 to Indictment but Guilty of manslaughter — In the Case of John
 Dyar found Guilty of manslaughter It is ordered that the sajd_A

[132]

1680

pay vnto the widdow of the sajd Indian slajne sixe pounds i e twenty
 shilling doune in or as mony and twenty shillings more for fve yeares
 successively from this day and also dischargd & pay
 the charg of the wittnesses & his Imprisonment &
 prosecution of this Case giving good security for per-
 formance of this order standing Comitted till it be don. bond was
 taken & giuen to y^e Trespure [] wth 20_A wch he p^d to s^d Ahattawants
 widdow —

1st march 1680 || or ||
 15th march

Mary Hale of Boston widdow was Indicted by
 the name of mary Hale for that yow no^t hauing the feare of God before
 yo^r eyes and being Instigated by the diuill hauing had familiarity
 wth him by the abhorred sin & art of witchcraft did kill & bewitch

* Error of the record for psecution.

Mary Hales In-
dictment

Davis & Egginton's Censure of

Dauls & Eggertons
Sentence =

[Blank space.]

present
Symon Bradstreete
Esqr G3
Tho Danforth Esqr
dep: Gof
Dani: Gookin Esqr
maj: Gen

* Blank space in the record. From the papers on file it appears the name of the person said to be bewitched was "Michael Smith."

Dani Dennison Esq^r
 Jⁿe Pyncheon
 Joseph Dudley
 Nath Saltonstall
 Tho Sauage
 Jⁿe Hull
 James Russell
 Peter Tilton
 — — — —

Judgeth it meet to Repreive the said Elisabeth morse the Condemned prisoner to the end of the next session in Octobe^r and in the meantime order hir dismission from the prison in Boston to Returne home wth hir husband to Newbery Prouided she goe not aboue sixteen Rods from hir Oune house ¶ & land ¶ at any time except to the meeting house in Newbery nor remove from the place Appointed hir by the minister & selectmen to sitt in whilst there

past.

E R S

[Blank space.]

[134]

1681

present
 Symon Bradstreet Esq^r Go^d
 Richard Saltonstall
 Daniel Gookin
 Daniel Dennison
 W^m Stoughton
 Joseph Dudley
 Peter Bulkley
 Nathaniel Saltonstall
 Humphry Davy
 Thomas Sauage
 John Richards
 John Hull
 James Russell
 Samuel Nowel
 Peter Tilton
 Bartholmew Gjdney
 Samuel Apleton
 — — — —

persons Returnd to
 serve on the Grand
 Jury & Sworne
 were
 — — — —

m^r Jonas Clarke
 Rich^d way
 Theoder Atkinson
 Thomas Duers
 Joseph Dauls
 w^m Dady
 Rich^d Louden
 Tho Tyleston
 Tho Tolman
 w^m Goddard
 Tho: flegg
 Tho weld
 Jⁿe Stebbins
 w^m Manning
 — — — —

Att A Court of Assistants held at Boston
 6th September 1681

Thomas Gretian plaintiff in an Accon of
 Appeale on Attaint against stephen sweathy
 Deffendant from the virdict of the Jury
 whereof Cap^t Richard Sprague was foreman
 After the said virdict Courts Judgm^t Attach-
 ment Reasons of Appeale & evidences in the

Case produced were read Comitted to
 the Jury and are on file wth the Rec-
 cords of this Court the Jury brought

in their virdict they found for the deffendant the
 Confirmation of the forme^r Judgment & costs of
 Courts.

Thomas Gretian plaintiff in an action of Appeale
 on Attaint against stephen Sweathy deffend^t from the
 virdict of the Jury whereof Cap^t Rich^d sprague was
 foreman After the said virdict Attachment Reasons
 of Appeale & evidences in the Case produced were
 read Comitted to the Jury & are on file wth
 cloths the Reccords of this Court the Jury brought
 in their virdict they found for the deffendant Con-
 firmation of the former Judgment & Costs of Courts

Thomas Gretian plaintiff in an Action of Appeale on Attajnt ag^t ~~Stephen sweathy~~ || Roger stainer || deffend^t from the virdict of the Jury whereof Cap^t Richard sprague was foreman After the virdict Attachment Reasons of Appeale and Euidences in the case produced were read Comitted to the Jury and are remajning on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts.

for
wages

Thomas Gretian plaintiff in an action of Appeale on Attaint against Roger Stayno^r deffendant from the virdict of the Jury whereof Cap^t Richard Sprague was foreman. After the virdict Attachment Reasons of Appeale & euidences in the case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

Joseph Joy & Nathaniel Beales plaintiff in an action of Appeale on Attaint ag^t Hudson Leueret Attorney to Nathaniel Addams deffend^t from the virdict of the Jury whereof Cap^t Richard Sprague was foreman After the virdict Attachment Reasons of Appeale and euidences in the case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & costs of Courts ~ the Court chancerjed this bond to tenn pounds mony in full of sd Addams damage^s — & costs of Courts in all foure pounds & two pence

Richard Thajer sen^r plaintiff in An action of Attaint ag^t majo^r Thom: Sauage Esq^r deffendt. from the virdict of the Jury whereof Cap^t Richard sprague was foreman. After the virdict of the Jury Attachment Reasons of Appeale & euidences in the Case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

Thajer
ag^t Sauage

persons Returnd to
serve on the Jury for
tryalls of the actions
of Attaint & sworn
were =

— — — —
Cap^t Jn^e walley
Robert Brimaden
Samuel Jacklin
John Dauls
Jn^e Newell
Samuel Ballart
Samuel Kettle
Jacob Hurd

[135]

John Cutler Jun^r
 John Brecke
 Tymothy Foster
 Isaack Ryall
 Eliasa Foster
 Jⁿ withrington
 Jⁿ Benjamin
 Rich^d whitney
 Thomas wilson
 Samuel Rugles
 Timothy steevens
 Thom: Cheny
 Samuel Scarborow
 Sam: Goffe
 Jⁿeth. R[?]Mington
 Jⁿ Fuller
 — — — —
 persons Returnd to
 serve on the Jury of
 Tryalls for Ap-
 peales life limb &
 banishm^t & 1st
 sworne were
 — — — —
 Cap^t Jⁿ walley
 John Fuller
 Samuel Ballart
 Jⁿ Newell
 Jacob Hurd
 Sam Scarborow
 Isaac Ryall
 Robert Brimsden
 Tho. wilson
 Tim^s Steevens
 John Scariet
 wa Roby
 || instead of Sam
 Jacklin & Tho
 Cheny diamist ||
 — — — —
 persons Returnd to
 serv[] on the 2^d
 Jury for Appeal[]
 e^r sworn were
 — — — —
 m^r Jonathan Rim-
 ington
 John Davis
 Jⁿ Cutler Jun^r
 Samuel Kettle
 Jⁿ Brecke
 Samuel Goffe
 Tim^s Foster
 Jⁿ withrington

1681

m^r John Gifford plaintiffe in an action of Attaint
 on appeale agains^t D^r Phillip Read deffendant from the
 virdict of the Jury whereof Cap^t Richard Woode* was
 foreman After the virdict Attachment [Courts Judgm^t]
 Reasons of Appeale & evidences in the Case pro-
 duced were read Comitted to the Jury and are Re-
 mayning on file the Jury brought in their virdict
 they found for the deffendant confirmation of the
 former Judgmen^t only abating seven pounds & Costs
 of Courts ~ here ended y^e Attaints =

m^r James Alljn plaintiff in an Action of Appeale
 Contr^a Nathani Putnam deffend^t from the Judgment
 of the last County Court at Salem = After the At-
 tachment Courts Judgment & Reasons of Appeale wth
 the evidences in the Case produced were read Comitted
 to the Jury & are on file wth the Reccords of this Court
 the Jury brought in their virdict they found for the
 plaintiff reuersion of the forme^r Judgment the land in
 Controuersy & Costs of Courts fowe^r pounds eighteen
 shillings & eight pence :

m^r Richard wharton plaintiffe in an Action of
 Appeale Contra Nathaniell Reynold deffend^t from the
 Judgment of the last County Court in Boston = After
 the Attachment Courts Judgment reasons of Appeale
 & evidences in the Case produced were read Comitted
 to the Jury & are on file wth the Reccords of this
 Court the Jury brought in their virdict they found
 A † ~~the deffendant confirmation of the former judg-~~
~~ment & Costs of Courts~~ || speciall virdict || that is If
 sajd Reynolds were a legall officer at the time of
 seizing the hides then wee find for the deffendant
 Confirmation of the former judgm^t & costs of Courts
 1^u 11^s ten penc but if no legall officer then wee finde
 for the plaintiffe reuersion of the forme^r Judgment &
 Costs of Courts The Court determins & Judgeth that

* Written over Sprague.

† Written over "for."

Left Reynolds was a legall officer & so finds for y^e deffend^t confirmation of y^e forme^r Judgm^t & Costs of Courts: m^r Richard wharton Attainted the Jury for erro's or mistakes and & Accordingly said || m^r || Richard wharton as principall & m^r Sampson Sheaff his sue ty acknowledged themselues Jointly & seuerally bound & their heires in tenn pounds apeece to the Trespere^r of the Country & party concerned that said wharton shall prosecute his Attaint at the nex^t Court of Assistants to effect

Richard whitney
Samuel Ruggles
Thomas Cheny
John Benjamin
— — — —

Thomas Harris butcher plt agt Hannah Long Attorney to w^m Long in an Ac^on of Appeale from the Judgm^t of the County Court in Boston in Aprill last After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

Josiah Torrey plaintiff against Thomas Gretian defend^t in an action of Appeale from the Judgment of the last County Court in Boston After y^e Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read comitted to the Jury and are on file wth the Reccord of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgm^t & Costs of Courts —

Michael Farley plaintiff against Edward Lum[m]as deffendant in an action of appeale from the Judgment of the last County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgm^t & Costs of Courts — thirty two shillings six pence w^{ch} wth Costs allowed him at Salem Court 25^s 4 make in all fifty seven shillings * —

[136]

1681

Peeter Golding & Sarah his wife plaintiff ag^t Joseph smith deffend^t in an action of Appeale from the Judgment of the last County Court in Boston After the Attach-

Golding ag^t smith

* This sum does not agree with the Items, but the Items agree with the original bill of costs on file. See Court Files Suffolk No. 2008.

ment Courts Judgment Reasons of Appeale & other evidences in the case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff as an Addition to the former Judgment* five pounds mony or else an Acknowledgment to the sattisfaction of the Court & Costs of Courts finety three shillings & tenn penc. — Joseph Smith made his Acknowledgment wch was Read in open Court & is in his Case on file wch the Court Accepted of.

Lee ag^t Heynes Joseph Lee plaintiff ag^t Robe^t Heynes deffend^t
 Lee ag^t in an action of Appeale from the Judgment of the
 Heynes County Court at Ipswich: after the Court had heard
 the Attachment Courts Judgment Reasons of Appeale & Ans^r they
 Granted the plaintiff a nonsuit the Ac^{on} not being trjable at Ipswich
 & granted him his Costs thirty eight shillings & sixe pence —

Robe^t knight plaintiff ag^t Samuel Leach & Onesephirus Allen
 defendants in an Action of Appeale from the Judgment of the County
 Court at Salem After the Attachment Courts Judg-
 knight ag^t Leach ment reasons of Appeale and evidences in the Case
 were Read Comitted to the Jury and are on file wth the Reccords of
 this Court the Jury brought in their virdict they found for the plaintiff
 Reuersion of the forme^r Judgment & the land in Controuersy & costs
 of Courts

Sam Leach Attainted y^e Jury whereof Cap^t Jn^o walley was
 foreman for erro^rs and mistakes & himself principall and Richard
 norman & philip ffoule^r his suertjes Acknowledged themselues to be
 Joyntly & Seuerally bound in forty pounds a peece their heires ex-
 eccu^{ts} & Admist^{rs} to the Tresure^r of y^e Country and party Concerned
 that sajd Leach shall prosecute his Attaint to y^e next Court of Assist-
 ants to effect —

Ela Daniel Ela plaintiff ag^t Thomas Chandle^r defendant
 Ag^t in an action of Appeale from the Judgment of the
 Chandler County Court at Ipswich after the Attachment Courts
 Judgment reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on file the Jury brought
 in their virdict they found for the deffendant Confirmation of the forme^r
 Judgment & Costs of Courts forty one shillings & two pence

* The verdict at the County Court was for the plaintiff (Golding) for twenty shillings and costs.
 See Court Files Suffolk No. 2003.

James DAVIS plaintiff against mary DAVIS widdow & Tho Johnson deffend's in an Accon of [^] from the Judgment of the County Court at Ipswich. After the Attachment Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury and are on file the Jury brought in their virdict they found for the plaintiff reuersion of the forme' Judgment & Costs of Courts — fforty six shillings

DAVIS
vs.
DAVIS

m^r Thomas Laughton señ Andrew mansfeild & Tho Newhall plaintiff ag^t Tho Broune señ deffend^t in an Action of Appeale from the Judgment of the County Court at Salem After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict th[e]y found for the plaintiff^s reuersion of the former Judgment & Costs of Courts seven pounds one shilling and fower pence

Laughton
ag^t
Broune

[137]

1681

Thomas migeley plaintiff ag^t Joseph Smith deffend^t in an action of Appeale from the Judgment of the Comissione's Court last in Boston Tho migely Came into the Court and declared he wthdrw his action

The migely Case

w^m Lytherland plaintiffe ag^t Abell Porter señ deffend^t in an action of Appeale from the Judgm^t of the County Court in Aprill last in Boston — After the Attachment Courts Judgm^t Reasons of Appeale & evidences in the case produced were Read Comitted to the Jury and are on file wth the Reccords of y^s Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & costs of Courts

w^m Lytherland
Cont^a abell Porter

Edward Barton plt ag^t Daniel Mathews ~~plaintiff~~ deffend^t in an action of Appeale from the Judgment of the Comissione's in Boston after the Attachment Courts Judgment Reason^s of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the reccords of this Court the Jury brought in their virdict they found for

Barton ag^t mathews

execution 2^d Rec^d

the plaintiff Reuision of the former Judgment & Costs of Courts =
fforty shillings & 4^d

Sandford ag^t orchard. Robe^t Sandford plaintiff ag^t Robe^t orchard
deffend^t in an action of Appeale from the Judgment
of the County Court in Aprill last in Boston. After the Attachment
Courts Judgment Reasons of appeale and evidences in the Case pro-
duced were read Comitted to the Jury and are on file wth the Reccords
of this Court the Jury brought in their virdict they
found for the deffendant Confirmation of the former ^{exe:}

Exec. Issued 17th * Judgm^t wch was 8 : 9. & 10^d abating three pounds &
Sept: Costs of Courts wf y^s Court fowrteen & six pene wch
Joseph Holmes engaged for = thirty seven shillings.

Porter Con^{ra} fflood Joseph porter plaintiff against James fflood
deffend^t in an Action of Appeale from the Judgment
of the County Court in Boston the plt wth drew this Acton =

John Parmiter plaintiff on Appeale from the Judgment of the
last County Court in Boston after the Judgment of Cour^t & Reasons
of Appeale were read Comitted to the Jury & Read wch are on file the
Jury brought in their virdict they found Confirmation of the former
Judgment =

Adam winthrop Attorney to w^m Harris plaintiff in an action of
Appeale from the Judgment of the County Court ag^t michaell Stoakes
deffend^t After the Attachment Courts Judgment
reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury & are on file wth the
reccords of this Court the Jury brought in their vir-
dict they found for the deffendant Confirmation of the former Judg-
ment & Costs of Courts thirty seven shilling

Symeon stoddard plaintiff ag^t Tho. Johnson deffend^t in an action
of Appeale from the Judgment of the County Court in Boston after
the Attachment Courts Judgment reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury and are on file
wth the Reccords of this Court the Jury brought in their virdict they
found for the deffend^t confirmation of the forme^t Judgment & Costs of
Courts

* 17 written over 15.

[138]

1681

Samuel Lord plaintiffe ag^t Timothy Addams
deffend^t in an action of Appeale from the Judgment
of the County Court at Cambridge after the Attachment Courts Judgment & Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file the Jury brought in their virdict they found for y^e plaintiffe reuision of the former Judgm^t & three pounds eight shilling 4^d mony damage & costs of Courts —

Lord ag^t Addams

The Comissione's & Selectmen for the Towne of Boston presenting to this Court m^r Henry Sherlot a frenchman y^t is newly come into this Towne as he sajth a Dancing master & a person very Insolent & of ill fame that Raues & scoffes at Religion of a Turbulent spirit no way fitt to be tollerated to live in this place and therefor humbly desir[ing] this Court according to their wisdomes to take such orde^r that the said sherlott may be remooved & sent away not only out of this Towne but Colony as a person not wth safety to be Admitted to live amongst vs: The Court on pervsall of what was presented voted that m^r sherlot the frenchman dancer & fencer be remooved out of the Country and that he depart accordingly once wthin two months on pœnalty of Contempt of Authority —

Comissioners & select
mens Complaint ag^t
m^r Henry Sherlott

The Courts sentence

Ann Perry the Court hauing Considered of yo^r scandalous offence doe sentence yow to be whipt wth fiueteen stripes or pay fiue pounds mony as a fine to the Country discharging fees of Court standing Comitted till this sentence be performed

An Perry fined. 5^{li}
& p^d y^e Trer.

In Ans^r to the petiçon of Samuel Holton of North Hampton humbly desiring to be divorced from mary his now wife Gon from him & sinc her departure hath had a child & as in y^e evidences in the Case produced [appeares] The Court hauing pervsed & duely Considered of the evidences in the Case Judge it meet to Grant his request & doe sett him free & at libe^{ty} from hir. —

at Courts Adjourn^t
Samuel Holton^s
divorce =

Cheffaleer negro servant to Tho Walker brick maker now in Goale on suspition of Joyning wth marja negro in Burning of D^r Swans' & * Lambs

Cheffaleer negro^s
sentence. =

* This space left blank in the record.

houses in Roxbury in July last The Court on Consideration of the Case Judged it meet to orde^r that he be kep^t in prison till his master send him out of the Country & then discharg^d y^e charges of Imp^risonment wth if he refuse to doe aboute one moneth the Country Tresurer is to see it donn & when y^e chardges be defraj^d to returne the ouerplus to y^e s^d walker.

The like Judgment & sentenc was declar^d against
James Pemberton's negro in all respects as a^gt cheffaleer
negro &c

[139]

1681

Marja Negro servant to Joshua Lambe of Roxbury in the County of Suffolke in New England being presented by the Grand Jury was Indicted by the name of marja Negro for not hauing the feare of God before hir eyes & being Instigated by the diuill at or vpon the eleventh day of July last in the night did wittingly willingly & feloniously set on fier the dwelling house of Thomas swann of sd Roxbury by taking a Coale from vnde^r a still & carried it into another Roome and lajd it on a floore neere the doore & presently went & crep^t into a hole at a back doore of thy master Lambs house & set it on fier also taking a liue Coale betweene two chips & Carried it into the chambe^r by which also it was Consumed as by yo^r* Confession will appeare contrary to the
peace of our Soueraigne Lord the king his Croune & dignity the lawes of this Jurisdiction in that Case made & prouided title firing of houses — The prisoner at the barr pleaded & acknowledged himselfe to be Guilty of y^e fact. And accordingly the nex^t day being Again brought to the Barr had sentenc of death pronounc^t a^gt hir by the Honn^{ble} Go^uno^r y^t she should Goe from the barr to the prison whenc she Came & thence to the place of Execution & there be burn^t. — y^e lord be mercifull to thy soule s^d y^e Go^u

~~Cheffalee~~ | Jack | negro servant to m^r Samuel woolcot of weath-
e'sfeild thow art Indicted by the name of Jack negro for not hauing
the feare of God before thy eyes being Instigated by the diuill did at
or vpon the fowe'teenth day of July last 1681 wittingly & feloniously
sett on fier Leiftefint w^m Clarks house in north Hamp-
ton by taking a brand of fier from the hearth and
swinging it vp & doune for to find victualls as by his

* Written over "hir."

Confession may Appeare Contrary to the peace of our Soueraigne Lord the King his Croune & dignity the lawes of God & of this Jurisdiction in that Case made & provided title firing of houses page (52) to wch Indictment at the barr he pleaded not Guilty & Affirmd he would be trjed by God & the Country and after his Confessions ~~er~~ were read to him & his owning thereof were Comitted to the Jury who brought him in Guilty and the next day had his sentence pronounc agt him by the Gouvernor that he should goe from the barr to the place whence he Came & there be hangd by the neck till he be dead & then taken downe & burnt to Ashes in the fier wth Maria negro = The Lord be mercifull to thy soule sajd the Gouverno^r =

m^r Anthony stoddard Cap^t Thomas Bratle m^r John Joyliffe Cap^t Elisha Hutchinson m^r John Saffyn Cap^t John walley & m^r John faire-weather being presented as chosen by the ffreemen of Boston to be Comissione's for the yeare ensuing were Approved of by the Court & tooke their Oathes as Comissioners for Boston in open Court

7 Comissioners
sworne 13 Sep^r 1681

[139^r]

1681

w^m Cheny of Dorchester in the County of Suffolke in New England planter thou art Indicted by the name of w^m Cheny for not hauing the feare of God before thy eyes & being Instigated by the diuill did at or vpon the second day of August last 1681 ffelloniously Comitt a Rape on the body of experience Holdbrooke thy servant and had Carnall Copulation wth hir by force against hir will shee crying out & was heard the last time as in hir Confession and by euidence will appeare contrary to the peace of our Soueraigne Lord the king his Croune & dignity the lawes of God & of this Jurisdiction title Rape page 15 = to which Indictment he pleaded not Guilty an[d] put himself for tryall on God & y^e Country hauing oppertunity to object ag^t any of y^e Jury if he see cause = wch he saw no cause so to doe. And after the Indictment & othe^r euidences in the Case were read & Comitted to the Jury the Jury brought in their virdict they found the prisone^r at the barr Guilty: = And the nex^t day had his sentenc pronounc ag^t him by the Gove^rno^r That yow Goe hence to the place from whence yow Came & thence to the place of execution & there be hangd by the necke till yow be dead =

w^m Cheny's sentenc

The Court ordered that the Secretary Issue out his warrants to the

(14 Sep^r 81) marshall Gennerall for the three Condemned prisone's
 execution on the next lecture day presently after the
 lecture according to their sentenc^s

George fairfax being Comitted to prison for
 Georg fairefax : cen- Burglary twice once on the Lords day & stole from his
 sure = master * Raymond and now from Timothy
 Dwight of Boston in Rings siluer claspes buttons & money wch sajd
 Dwight Affirmes to be a twenty fve pounds eleven shill[ing] Running
 to be Brided whipt Away from his master more then once being thus Con-
 uicted the Court sentenceth yow to be branded in the
 forehead wth the letter B and be seuerely whipt wth thirty stripes
 paying trble damages to the partjes from whome yow stole discharging
 fees of Court & y^e prison standing Comitted till sentence be performed : =

In Ans^r to the peticon of Timothy Dwight It is
 & to make Ordered that the peticoⁿe^r hath libe^rty any time wthin
 Restitution this two months to sell the said George fairfax that
 he Give an account of his sale to his former master † Raymond
 who wth himself ¶ is ¶ proportionably to haue his share or else the
 Tresurer of the Country may send the sajd George fairfax away & sell
 him discharging the charges of Court & Imprisonment & Responding
 the Remajnder to the partjes Concerned =

In Ans^r to the petition of Dorcas Smith humbly
 Dorcas Smith^e Crauing the favo^r of this Court to sett hir at libe^rty
 liberty to marry to marry wth another man hir husband xtophe^r smith
 hauing absented himself aboue seven yeares [since] she heard of him
 & not at all in y^e time sending to hir for hir or hir childs reliefe the
 Cour^t on pervsall of the sajd Dorcas hir oath & othe^r testimony Judg
 meet to sett yow at libe^rty =

[140]

1681

In Answer to the petition of m^r Henry Jenkins humbly desiring
 the favo^r of this Court that his Appeale from y^e Comissione's Court
 for wch he hath entred into security for the next Court of Assistants
 being a strainger & ready to Goe out of y^e Country may be heard at
 this Court This peticon was Granted & fryday nex^t
 M^r Jenkins Case Appointed for the hearing of the Case he presently

* This space left blank in the record.

† This space left blank in the record.

giving in his reasons of Appeale to y^e Comission^rs or their clarke:
 y^e sajd m^r Henry Jenkins desired a Jury & entring his Appeale after
 his peticon the Comissione's Judgment Reason of Appeale & othe^r
 evidences in the Case were read Comitted to the Jury & are on file the
 Jury brought in a speciall virdict viz^t In y^e Case of m^r Henry Jen-
 kins wee find him Guilty of saying that he was as
 Good a man as m^r stoddard & saying to the Constable Comissioners Judg^t
 A pox take your tricks = And if the Constables Confirmd =
 affirmation on the oath of a Constable be a legall evidenc to convict a
 man in such a Case then wee find the sajd m^r Jenkins Guilty of saying
 that the Barber was wayting vpon a better man then the Comissione's
 & saying to the Constable A pox take yow othe^rwise not guilty =
 The Court on Consideration of this virdict Judg meet to Confirme the
 Judgment of the Comissione's

W^m King being brought to the barr was told that he was presented
 by the Grand Jury & now was Indicted for Blasphemy & bid hold vp
 his hand he refused & sajd he would be trjed by God & the King c^r
 Refusing to be trjed by God & the Country saying he owned not the
 Country no^r their lawes using many revyling & threatning speeches c^r
 was sent to the Goale from whence he Came.

And at thi^s Court^s Adjournment 21th of octobe^r at 8 in y^e morning
 1681:

W^m King was this day brought to the barr from prison for Blas-
 phemous words testified against him & wch he Again in a presumptuous
 manner before Authority vttered & declared i: e that he was the
 [Ae]ternall son of God & y^t he was holy & pure as God himself; was
 at the last Court of Assistants by the Grand Jury presented & left to
 tryall and sajd King being brought to the barr & Indicted accordingly
 for sajd Blasphemy but he behaued himself like a mad man and abso-
 lutely refused to hold vp his hand & plead to the sajd Indictment and
 being now at the barr he owned the words spoken & behaued himsele
 outrageously as a madman; the evidences against him were read the
 Court on perversall of the evidences c^r Judg meet to order him to be
 severely whipt with Twenty stripes, and then Return'd to prison there
 to lye till y^e Council see meet to dischargd him. This sentence was
 declar'd to him in open Court c^r 21th mo 81

This Court of Assistants is dissolued 22

[141]

present
 Symon Bradstreet
 Esq: GoD
 Tho: Danforth Esq:
 dep: GoD
 Richard Saltonstall
 Dani: Gookin sen
 Dani. Dennison

w= stoughton
 Joseph dudley
 Peter Bulkeley
 Humphry Davy
 Nath Saltonstall
 Jn^e Richards
 Jn^e Hull
 Sam Nowell
 James Russell
 Sam. Apleton
 — — —

persons Returnd to
 serve on Grand Jury
 & sworne are
 — — —
 m^r w= Parkes
 Rich^d way
 Francis Johnson
 w= Greenow
 Jn^e white
 James Bill
 John Smith
 Dani. Preston
 Tl[m^e] Mather
 Joseph Tayntor
 Jn^e Bisce
 Jn^e Peirpoint
 Sam. Andrews
 Randall Nlocolls
 Eljas Row.
 — — —

Att A Court of Assistan's held at Boston 7th of
 march 1681 —

The Grand Jury was Impanneld & sworne Gaue
 In their p'esentment & Indictment as to Jn^e knight &
 were dischargd

m^r Richard Wharton plaintiffe against || Lef^t ||
 Nathaniel Reynolds deffend^t in An action of Attaint
 on Appeale from the virdict of the Jury the last Court
 of asistants in Septembe^r last after the Attachment
 Courts Judgment Reasons of Appeale & evidences in
 the Case produced were read Comitted to the Jury and
 are on file. The || Jury || brought in their virdict i: e
 a speciall virdict: If finding the [hydes on] board the
 ship whereof Willjam Marshall was then Comander
 though there be no sufficient legall evidence to proove
 how they came there doe forfeite those Hydes being
 legally seized, and no testimony to proove the ship^e
 going away, nor to proove any Intention to transport
 those hides; then wee find for the deffendant a Con-
 firmation of the former Judgment & Costs of Courts,
 If not we find a reuersion of forme^r Judgments &
 Costs of Courts The Bench on pervsall of this virdict
 doe finde for y^e defendant Confirmation of the former
 Judgment & Costs of Courts forty seven shillings =

Afterwards the magists voted it that they forgaue
 m^r wharton the Country^s part of the forfeiture of the hides:

Sam Leach & Onnesephirus Allen plaintiffs against Robe^t knight
 defend^t in an Action of Attaint on Appeale from the virdict of the Jury
 at the Court of Assistants in Septembe^r last The plaintiff & deffendant
 Appeard in Court & declared they were Agreed & humbly desired the
 Courts favor to grant them Libe^rty to wthdraw wth y^e said leach did and
 Accordingly It was wthdraune =

owen Parris of Barbadoes plaintiff against Georg fletcher or his
 Attorney Hugh Babell deffendant in an Accon of Appeale from the

Judgment of the County Court at Boston in octobe^r last After the Attachment Courts Judgment reasons of Appeale and evidences in the case produced were read Comitted to the Jury and are on file the Jury brought in their virdict they found for the Deffendant Confirmation of the former Judgment & Costs of Courts

Parris ag^t Babell
g fletcher

1e 8th 12: y^e Jury
[ownd n^o mo.] * =

[142]

1681

Joseph Webb plaintiff Against Stephen Burton defend^t in an action of Appeale from the Judgment of the County Court at Boston in octobe^r last After the Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the plaintiffe Reuer-tion of the former Judgm^t and that the signe † be Returnd in to the Custody of the sajd plaintiff on forfeiture of paying tenn pounds mony & costs of Courts forty shillings & eight penc

1st
Ju

y^e names of the 1st
Jury for trjalls of
Appeales Attaints
e^r & sworne

— — — —
m^r w^m Bond
Edward Smith
James Loyd
w^m Hoare
Jn^o moore
Joseph Leeds
Joseph Griggs
Tho Longhorne
Edward Jackson
w^m Hagar
Daniel Smith
Jn^o Howle
— — — —

Jn^o vsher plaintiff ag^t Hezekiah vsher & m^r Samuel Nowell executors to y^e last will of y^e Late Hezekiah Vshe^r defend^t In an action of Appeale from the Judgment of the County Court in Boston in octobe^r last After the Attachm^t Courts Reasons || of Appeale || & Judgment of Court || & evidences in the Case produced || were Read Comitted to the Jury and are on file || with the Reccords of this Court || the Jury brought in their virdict they found for the plaintiff Reuersion of the forme^r Judgment and that the legacjes given to Hezekiah Browne by y^e will of Hezekiah Vsher deceased being fowe^r hundred pounds the wch the plaintiff obteyned a Judgment for in a County Court held in Boston octobe^r 1678 shall be pajd sajd Plaintiff in Goods at mony prize or in deffects thereof mony & Costs of Courts forty sixe shillings & eight penc. =

person[s] sumoned to
serve on the second
Jury of tryalls for
Appeales Attaints
e^r sworne were

— — — —
m^r Joseph Lynd
James meares
w^m Gilbert
w^m Broune
Thomas moore:
Room [Cas]
Clement maxfeld
James Bird
Jn^o Ruggles
Tho Parkes
Nath Coolidge
Hen: spring
Issayah Toy
Jn^o Foster in R^o
w^m case

exec Issud out 30
7 82 E R
mo

* The verdict at the County Court was for 8th 12th, interest not being allowed.

† The action at the County Court was for "taking down" &c. a "signe which was John Keen's."

Samuel Holmes plaintiff against Francis Dudson defendant in an action of Appeale from the Judgment of the Comiss^m Court in Boston After the Attachment Courts Judgment Reasons of appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court The Jury brought in their virdict they found for the plaintiff Reuercon of the forme^r Judgm^t & Costs of Courts thirty shillings & two pence

W^m Wright sen^d Attorney to W^m Wright Jun^d plaintiff ag^t Joseph Weeden defend^t in an Action of Appeale from the Judgment of the Comissione^m Court in Boston after the Attachment Courts Judgment Reasons of Appeale & other evidences in the Case produced Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuertion of the former Judgment & Costs of Courts thirty fowe^r shillings & two pence

Thos Attorney to Robt^t Thos plaintiff ag^t M^r Anthony checkly Attorney to M^r Pelatiah Glouer defend^t in an Action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reason^s of Appeale and evidences in the Case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the defendant Confirmation of the former Judgment and Costs of Courts forty fowe^r shillings & fowe^r pence

[143]

1681

Peter Goulding plaintiff ag^t Thomas midgley defend^t in an Action of Appeale from the Judgment of the Comissione^s in Boston After the attachment Courts Judgment Reasons of Appeale
 Goulding ag^t and other evidences in the Case produced were read
 Smith * Comitted to Jury and are on file wth the Reccords of
 this Court the Jury brought in their virdict they found for the
 defendant Confirmation of the forme^r Judgment and Costs of Courts
 fueteen shillings & fowe^r pence —

Cap^t Penn Townsend plaintiff against Thomas Johnson defend^t in an action of Appeale from the Judgm^t of the County Court in Boston

* It appears by the papers on file that Joseph Smith acted as attorney for Thomas Midgley; Court Files, Suffolk, No. 2065.

after the Attachment Courts Judgm^t Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts thirty nine shillings & sixpence.

Townsend ag^t Johnson
execution Issued out

Sam Chapman pl^tff ag^t Jn^o Barry defend^t in an Action of Appeale from y^e Judgmen^t of Ipswich Court Afte^r y^e Attachment Courts Judgment Reasons of Appeale & evidences in y^e Case produced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found A speciall virdict i: e If a man Gives his daughter a legacy when in the will he Calls hir his daughter y^e wife of such a man & she dye wthout Issue before time of payment if it be hir husbands after hir death by Law Then wee find for y^e deffendant Confirmation of the Judgment of Ipswich Court & Costs of Courts if othe^rwise wee find for the plaintiff a reuersion of the forme^r Judgmen^t & Costs of Courts forty seuen shillings & fowe^r pence The Court finds for y^e plantiff Reuersion of Ipswich Court Judgm^t & Costs of Courts

Chapman ag^t Barry

Richard shatswell plaintiff ag^t nehemiah Jewet deffendant in an action of Appeale from the Judgment of the County Court at Ipswich in September last After the Courts Judgment Attachment & Reasons of Appeale wth othe^r evidences in the Case produced were Read Comitted to the Jury & are on file the Jury brought in their virdict they found for the defendant Confirmation of the forme^r Judgment & Costs of Courts three pounds & two pence: y^e plaintiff Attainted the Jury & sajd Richard shatswel principall in ten pounds & Sam Chapman & Joshua windsor his surtjes in five pounds A peece Respectiuely bound themselues to the Treasure^r of the Country & partjes Concerned on Condition that sajd Richard shatswell should prosecute this his Attaint at the nex^t Court of Assistan^{ts} to effect =

shatswell ag^t Jewet

mr Bond forman

Attaint =

Steven Butler plaintiff Against Anthony Checkley deffendant in an Action of Appeale from the Judgment of the County Court in Boston. = The plaintiff & deffendant Appeared The Attachment Courts Judgment e^r were Read and the plaintiff objecting that this Case hath binn heard & determined by two

Butler ag^t Checkly

if not three Generall Courts & therefore not triable by an Inferior Court vnless by Revejw wth new Evidence or new plea w^{ch} was not made out & the defendan^t no^t making it out so to be The Bench declard this Case ought not to proceed: on furthe^r Consideration the Court ordered the procedure of the Case. the evidences were Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant the Confirmation of the forme^r Judgment & Costs of Courts

Joseph Holmes Attorney to Roger Stayno^r plain-
 stayno^r ag^t Gretian tiffe ag^t Anthony checkley Attorney to Thomas
 [or] Holmes ag^t Gretian defendant in an action of Appeale from the
 checkley = Judgment of the County Court in Boston after the
 Attachment Courts Judgment Reasons of Appeale & evidences in
 the Case produced were read Comitted to the Jury & are on file wth the
 Reccords of this Court the Jury brought in their virdict Reve'sion of
 the former Judgmen^t & Costs of Courts three pounds

Timothy Thornton Tho stanbury Jn^o dyar samuell Linds chosen
 Constable wth others in Boston for y^e yeare ensuing tooke their oathes
 as Constables in open Court As Attests E R S

[144]

1681

Jn^o wing plaintiff against James Halsey deffendant in an action
 of Appeale from the Judgment of the County Court in octobe^r last
 After the Attachment Courts Judgment Reasons of
 wing ag^t Appeale & evidences in the Case produced were read
 Halsey = Comitted to the Jury & are on file wth the Reccords of
 this Court the Case being Called the Reason^s for the Appeale no^t being
 seasonably brought in the plaintiff was nonsuited & defend^t had his
 Costs granted eleven shillings & six pence

Thomas Tare plaintiff ag^t w^m Hinderson deffend^t in an Action of
 Appeale from the Judgm^t of the County Court in Boston January last
 Tare ag^t Hinderson After the Attachment Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file the Jury brought in their virdict
 they found for the plaintiff reuersion of the forme Judgment & Costs
 of Courts thirty eight shillings

Robe^t Taft plaintiff on Appeale from the sentence of the County

Court in Boston after the Courts Judgment or sentenc wth the evidences in the Case produced were read Comitted to the Jury and are on file the Jury brought in their virdict they found Confirmation of Jury^s virdict & Costs of Courts *£* 31^s 6 besides fees —

Rob^t Taft Appeale

Richard Dole & Henry Jacquis plaintiff ag^t Rich^d Kent deffend^t in an action of Appeale from the Judgment of the County Court at Ipswich: After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they find for the deffendant Confirmation of the forme^r Judgment & Costs of Courts fowe^r pounds twelve shilling^s & two pence.

Dole ag^t Kent

Anthony checkley sue^{ty} to Thomas Gretian plaintiff against Joseph webb marshall || deffend^t * || in an Action of Appeale from the Judgment of the County Court in January last at Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t marshall webb Confirmation of the forme^r Judgment the forfeiture of the bond sixty pounds in money & Costs of Courts The plaintiff desid^r the bond to be chancerjed wch was Granted & the Court having heard the plaintiff & defendt did chancery the bond to thirty pounds money the Costs of Courts Included —

Checkly & Gretian
plt ag^t Joseph
webb marshall ex-
ecutl Issued out

Returne wayt marshall plaintiff against Joseph Holmes Attorney to stephen Sweathy deffend^t in an Action of Appeale from the Judgment of the County Court in Boston in octobe^r (81) for wages After the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for y^e deffend^t Confirmation of the forme^r Judgment & Costs of Courts = forty two shillings & tenn pence —

1st Jur

wajto ag^t Hom[es]
for wages

Return way^t marshall plaintiff in an Action of Appeale Against †

* Written over "pltf."

† Written over "from the."

Joseph Homes Attorney to steven sweathy || defendt || (for cloaths)
 After the Attachment Courts Judgment Reasons of
 wayt agt^s Homes ex- Appeale & evidences in the Case produced were read
 ecution issued agt^s Comitted to the Jury and are on file wth the Reccords
 c^r for 8: 14. 10. of this Court the Jury brought in their virdict they
 found for the deffendt Confirmation of the forme^r Judgm^t & Costs of
 Courts forty shillings & 2^d — — —

[144^s]

1681

march 18, 1681:
 then present in court
 Symon Bradstreet Esq^r
 Go^d
 Tho. Danforth Esq^r dep^t
 Go^d
 Daniel Gookin
 Daniel Dennison
 w^m Stoughton
 Joseph Dudley
 John Richards
 Sam Nowell
 Jame[s] Russell
 Ju^r Hull
 Benj. Gedney
 Sam Apleton
 & Secret^r

Esq^{rs}

Charles chickatabut son of the late Josiah
 chickatabut sachem of the massachusets, personally
 Appearing before the Governo^r & Court of Assist-
 ants desiring and made choyce of willjam stoughton
 & Joseph dudley Esq's for his Guardians during
 his minority, referring himself wholly to their
 mannage and Government praying this Courts
 allowance and acceptance thereof, Willjam Ahauton
 being present and Interpreting, which was accord-
 ingly granted & Ordered to be Recorded the day
 Abouesajd and accordingly stands here in their
 booke of Records thus Recorded: p Edw. Rawson
 Secret —

Clenton^s divorce
 In Ans^r to the petition of Rachel Clenton the wife
 of Lawrence clenton on pe[rus]all of the evidences in
 Court, The Court Judgeth it meet to Grant the peticone's Request &
 doe Judge it meet to divorce hir & free hir from hir sajd husband —

may 24, 1682
 In the Gennerall Court — In Ans^r to the peticon
 of w^m Kent tave'ner^r The Go^d no^r & magists Judg
 meet to grant the peticone^r licence & libe^rty to make sale of his wine
 beere & prouissions exprest in his peticon till the last tuesday in octobe^r
 next Attests Edw Rawson Secret

Edward Rawson and w^m Rawson his son plaintiff^s in an action of
 Appeale from from * the Judgment of the bench & virdict of the Jury
 in Case c^r of the County Court last in Boston || ag^t w^m stoughton &
 Joseph dudley Esq^m Commissione^s for y^e vnited collonyes for y^e mas-

* "from" repeated in the record.

sachusetts defendants as to a nonsuit After the Attachment & Courts Judgment were Read the plaintiffs Insisted on & desired as at y^e former Court a non suit =

Edw^d Rawson
Contra

m^r Isaack Addington is ordered by the Court to officiat as clarke of this Court in the Case betweene the Comissione's of the Colonjes & m^r Edward Rawson & his son m^r W^m Rauson 14. 1 168 $\frac{1}{2}$ signed Thomas Danforth p^r order

The Appellants Reasons & pleas for a non suite being read & pleaded and the Question put to voate whither the Appellants ought at the County Court to haue had a non suite granted them It was voted by the whole bench in the negative nemine Contradicente and the Cause proceeded to tryall and both the Attachment Reasons of Appeale & all other evidences in the Case produced were Read Comitted to the Jury and are on file in m^r Addington's hands the Jury brought in their virdict they found for the defendants Confirmation of the forme' Judgment & Costs of Courts m^r w^m Rauson desired to Attaint y^e Jury but his father m^r Edward Rauson who was present refused to Joyne in y^e Attaint where vpon it was put to y^e question whith' m^r w^m Rausions Attaint should be allowed p^remisses considered & voted in y^e negative nemine contradicente

The Bench Chanceried the bond & forfeiture thereof to three hundred and thirty pounds in money & Costs of Courts:

21 mch 168 $\frac{1}{2}$

[145]

[Blank space]

At a Court of Assistants or Admiralty held at Boston 1st June 1682

Edward Randolph Esq^r Collecto^r &c.* of his maj^{ties} Customes e^r pl^{tf}e by his libell & Complaint ag^t seven pakes or fardles two hundred paire of stockins more or less two hundred paire of shooes more or less se^urall Caskes hogshds. trunks bayles chests boxe filled opened or not opened e^r as in sajd libell is exprest reference thereto being had may Apeare e^r on y^e behalfe of ou^r Soueraigne Lord y^e King the Go^uno^r & himself e^r Contra George Hutchinson deffend^t in whose hands they are or were after y^e Case was Called the plaintiff & deffend^t appear-

present
symon Bradstreet
Esq Go
Tho: Danforth Esq^r
Dep^r G^o
Dani: Gookin
Dani: Denison
John Pinchon
w^m stoughton
Peter Bulkley
Nath Saltonstall
Humphry Davy
Nath: Saltonstall †
Sam: Nowell
James Russell
Peter Tilton
Rob^t Pike
— — — —

* Written over "of."

† Entered twice in the original.

Jury men Returnd
to serv[er] at y^e
Court & were
swor[n]

ing & evidences in y^e Case produced were read: Com-
itted to y^e Jury the Jury brought in their virdict they
found for the deffendant Costs of Court. —

Cap^t Pen Townsend
Joseph Pearse [Bo*]
Joseph Homes
Robert Seaver sen^r
w^m Gary
Jn^s Bird
Nehemiah Clapp
Sam Jennison
Joseph pears [wat†]
Jn^s Blany
Francis Boman
John Gones
— — — —

Edward Randolph Esq^r Collecto^r of his majties
customs in New England e^r plaintiff on behalf of
his majty the Go^ono^r Symon Bradstreet Esq^r & him-
self by his libell or Information ag^t Jn^o Place master
of the ship Hope of Boston deffend^t for his vndeliu-
ery of his wine before entry made e^r as in sajd libell
doth & may appeare refferenc thereto being had after
the plaintiffe & defend^{ts} Appearing & evidences in
y^e case were Considered being Comitted to y^e Jury
they brought in their virdict they found for the deffendant Costs of
Court — —

Edw^d Randolph Esq^r Collecto^r of his majty^s Custom^s in New Eng^d
by his Information on behalfe of our Soueraigne Lord the king &
Symon Bradstreet Esq^r Go^ono^r & himself plaintiff ag^t Jn^o Boury m^r of
the ship w^m of Bristoll & also ag^t y^e s^d ship for his vndeliuery of one
pipe of sherry wine at marblehead before entry wth the Go^ono^r e^r as
in sajd Information refference thereto being had may Appeare & after
the Court & Jury e^r had heard the pleas e^r y^e Case Comitted to the
Jury the Jury brought in their virdict they found for the deffend^t costs
of Court

[146]

1682

Robe^t Butche^r as Attorney to Timothy Armitage plaintiff
ag^t Edward Randolph Esq^r || defend^t || in an Action of Revejw of a
Case tried at a Court of Admiralty or Court of Assist-
ants held at Boston the 25 december 1680 wherein
the sajd Randolph was then plaintiff & prosecuted
sajd Armitage vpon breach of y^e Act of the 14th of y^e king & obteyned
Judgm^t ag^t sajd Armitage then deffendant the sume of forty pounds
mony as by s^d Judgm^t may Appeare e^r After the plea^s & evidences in
the Case produced were read: Comitted to the Jury e^r the Jury
brought in their virdict they found for the defendant Costs of Court

Samuel shrimpton principle & nicholas paige || his suerty || both of

* Boston?

† Watertown?

Boston me'chants Joyntly & seuerally Acknowledged themselues bound in two hundred pounds to ou' Soueraigne Lord King charles the second *es* on Condition that said samuel shrimpton shall respond the Judgment and Apprisall of the ship Hope in reference to an Acton of Revejw of the Case trjed at the Court of Assistants 3^d Instant June betweene between * Edward Randolph Esq' Collecto' *es* & John Place master of ship Hope as shall at said Court of Revejw sometimes before the 10th of Septembe' nex' be determined & recouered by said Edw^d Randolph

Attests Edw Rawson secret

Att a Court of Assistants or Court of Admiralty
held at Boston 15th June 1682

Theophilus Poole one of the Adventure's in the ship Resolution plaintiff a^g w^m Phipps Comande' of the said ship & Erasmus steevens and Nicholas Hayward Quartermaste's in an Action of the Case for that they the said w^m Phipps Comande' Erasmus steevens & nicholas Hayward Quartermaste's not wthstanding the said Pole was at æquall Charge & did provide & pay for his oune Armes & Amunition & prouition after their laying out full shares æqually at martjn^s vinyard hath tooke halfe his share & deteynes the same in their the said steeven^s & Hawards hands & Refuseth the deliury thereof to the said poole to his great dammage as in the s^d Attachm^t bearing date 12th June Instant 1682 more at large refferenc thereto being had amply doth & may Appeare After y^e Attachm^t & evidences therein produced || were read & || the Court had considered thereof the Court did decree & determine that the said Erasmus steevens and nicholas Haward Quartermaste's of said ship resolution in behalfe of the Company shall pay vnto the said plaintiff Theophilus Pole the sume of twenty seuen pounds mony of New England for his halfe share that was taken by them the said Quarter masters after the diviçon at martyns vineyard & three pounds nine pence like mony Costs in all 30^{li}

present
y^e Go^{vt}
dep^t Go^{vt}
w^m stoughton
Peter Bulkley
Humphry Davy
sam. Nowell
Jn^o Hull
James Russell
— — — —

[147]

1682

Jn^o Aires one of the Adventure's in the ship Resolution plaintiff^s against w^m Phipps Comander of said ship & Erasmus steevens & Nich-

* Repeated in the record.

olas Haward Quart'm's in an action of the Case for that they the said w^m Phipps Comande' & Erasmus steevens & nicholas Hayward Quarterm's notwithstanding the s^d Aires was at æquall charge & did provide & pay for his oune Armes Amunition & prouition after their laying out full shares æqually at martyn's vineyard hath took halfe his share & deteynes the same in their the said steevens & Haywards hands & refuseth the deliury thereof to the said Aires to his great damage: as in the s^d Attachm^t bearing date 12 June Instant 1682 more at larg refference thereto being had Amply doth & may appeare After the Attachment & evidences in the Case produced were read & the Court had Considered thereof The Court did decree & determine that the said Erasmus steevens & Nicholas Hayward Quarterm's of s^d ship Resolution in behalfe of the Company shall pay vnto the plaintiff John Aires the sume of twenty seven pounds mony of New England for his halfe share that was taken by them the said Quarterm's after the divicon at martjn's vineyard and three pounds nine penc like mony Costs in all thirty pounds =

Thomas Johnson one of the Adventure's in the ship resolution plaintiff a^gt w^m Phipps Comande' of s^d ship & Erasmus steevens & Nicholas Hayward Quarterm's || defend^t || in an action of the Case for that they the said W^m Phipps Comande' & Erasmus steeven' & Nicholas Hayward Quarterm's notwithstanding the said Johnson was at æquall charge & did provide & pay for his oune Armes Amunition & prouision after their laying out full shares æqually at martjns vineyard hath tooke halfe his share & deteynes the same in their the said steevens & Haywards hands & refuseth the deliury thereof to the said Johnson to his great damage as in the said Attachment bearing date the 12th of June Instant 1682 more at large refference thereto being had amply doth & may Appeare after the Attachment & evidences in the Case produced were read and the Court had Considered thereof The Court did decree & determine that the said Erasmus steevens and Nicholas Hayward Quarterm's of said ship Resolution in behalfe of the Company shall pay vnto the plaintiff Thomas Johnson the sume of twenty seven pounds mony of New England for his halfe share that was taken by them the said Quarterm's after the divition at martjns vinyard & three pounds nine pence like mony Costs in all thirty pounds =

Thomas knap^s one of the Adventure's in the ship Resolution plaintiff a^gt w^m Phipps Comande' of s^d ship & Erasmus steepheens & Nicholas

Haywards Qu'te'm's deffendants in an Accon of the Case for that they the said w^m Phipps Comande^r & Erasmus steevens & Nicholas Hayward Quarte'm's no^t wthstanding the said knapps was at æquall charge & did provide and pay for his owne Armes Ammunition & prouission Afte^r there lajing out ffull shares æqually at martjns vineyard hath tooke halfe his share & deteynes the same in their the said steevens & Haywards hands & refuseth the deliuey thereof to the said knapps to his great damage as in the said Attachm^t bearing date the 12th of June Instant 1682 more at large refference thereto being had amply doth & may Appeare After the Attachment & euidences in the Case produced were read & the Court had Considered thereof The Court did decree & determine that the s^d Erasmus steeven^s & nicholas Hayword Quarte'masters of said ship Resolution in behalfe of the Company shall pay vnto the plaintiff Thomas knapps the sume of twenty seven pounds mony of New England for his halfe share that was taken by them the said Qua'term's after the diuission at martjns Vineyard and three pounds nine pence like mony Costs in all thirty pounds

[148]

At A Court of Assitants or Admiralty Called
by the Gover^r & held at Boston 17 Augst 1682

In the Case of Jn^o Daniel Carpenter & Cornelius Anderson Cooke in behalfe of themselues & Robe^t Tucker Carpenters mate nicholas Austin qu't'm^r Robe^t Read Jn^o Curtis Jn^o day John Goodwin Nathaniel Legg Robe^t Browne & Richard

strout marrine's belonging to ship merchants adventure of London plaintiffs agst Cap^t w^m stone Comande^r of the said ship on behale of his owno's deffendt. In an Action of the case according to Attachment bearing date the fowe'teenth Instant refferenc thereto being had amply doth & may Appeare After the Cour^t had heard the libell or Complaint Attachment & euidences in the Case produced were read e^r The Court Judged & declared that wages is due to the said marriners but not payable at this Port And therefore order the deffend^t Costs and doe orde^r & require the said Seamen to repajre to the said ship and Attend their duty

present
Symon Bradstreet Esq^r
GoD
Tho. Danforth Esq^r
dep^t GoD
Daniel Gookin
w^m stoughton
Humphry Dany
Sam Nowell
Jn^o Hull
James Russell } Esq^{rs}

Att A Court of Assistant[s] held at Boston 5th
Septemb^r 1682

present
Symon Bradstreet Esq^r
Go^o

The Danforth Esq^r dep^t
Go^o

Daniel Gookin
Daniel Dennison
W^m stoughton
Peter Bulkley
Nath Saltonstall
Humphry Davy
Sam. Nowell
Jn^o Hull
James Russell
Bartho. Gidney
sam Apleton
Robt Pike

Esq^{rs}.

[s]rand

[J]ury for tryall

~~of~~ ^{of} ~~the~~ ^{the} ~~attaint~~ ^{attaint} were
sworne. —

[m^r] Jonas Clarke
Robert walker
Arthur mason
Gamaliel way^r
James Pemberton
Laurenc Douse
Rich^d Louden
Edw^d [Ca]rrington
Jn^o Peirpoint
Phillip Torrey
Tho Toleman seⁿ
Tho Trott seⁿ
Jacob Hewens seⁿ
w^m manning
[N]ath^s Sparhanke
Joseph Beamis
Jn^o whitney
Joseph child : =

The Grand Jury brought in their presen^tment
leaving Jⁿ Neponet Indian to his further Tryall
e^r

'm^r Jn^o Saffyn 'm^r John Joyliff 'Cap^t Elisha
Hutchinson 'm^r John faireweath^r 'Cap^t Tho Bratle
being presented to y^e Court wth (m^r Antho. Stoddard^s
& Cap^t Jn^o walley Absent) tooke their oath^s in open
Cour^t as Commissione^rs for the Toune of Boston for
one yeare & till new be chosen as Attests E R S

Richard shatswell plaintiff^f in an Accon of Appeale
on Attaint Cont^a Nehe[mi] Jewet deffend^t after the
virdict of y^e Jury & evidences in the Case produced
were Read Comitted to the Jury and are on file wth the
Reccords of this Court the Jury brought in their virdict
they found for the deffendant Confirmation
of the form^r Judgment^s & Costs of Courts 1th 17 l.

Thomas Baker plaintiff^f e^r in an Accon of Appeale
ag^t Left Jn^o Putnam deffend^t in an Action of Appeale
from the Judgment of the County Court at Salem
After the Attachm^t Courts Judgment Reasons of Ap-
peale & evidences in the Case produced were read
Comitted to the Jury & are on file wth the Reccords of
this Court the Jury brought in their virdict they found
for the deffendant Confirmation of the forme^r Judgment
& Costs of Courts fowe^r pounds one shilling & sixepenc.

Joseph ffletcher in behalfe of Jn^o march & Jemima his wife plaint
aga^t [inst] Hugh march seⁿ deffendant in an Action of Appeale from
the Judgment of the County Court at Ipswich after the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury and are on file wth the Reccords of this
Court the Jury brought in their virdict they found Confirmation of the
forme^r Juryes spetiall virdict viz^t If the Acquittance in the deed doth
Acquitt Hugh march from his promise vpon marriage to Joseph ffletcher
on the behalf of Jn^o march & Jemima his wife then wee finde for the

deffendant Costs of Courts otherwise wee finde for the plaintiffe one hundred thirty & two pounds in or as money & Costs of Courts The magists on pervsall of this virdict finds for the plaintiff & his Costs Granted was sixe pounds eleven shillings —

[149]

Joseph webb plaintiff in an action of Appeale ag^t m^r sam shrimpton & Cap^t Pen Tounesend deffend^t from the Judgm^t of the Comissione's Court in Boston After the Courts Judgm^t Reason of Appeale Attachm^t & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the forme^r Judgm^t & Costs of Courts twenty nine shillings & nine pence —

Jn^o wilkins plaintiff ag^t Ingerman Helge'son deffend^t in an Action of Appeale from the Judgment of the Comission's Court in Boston after the Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury

brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts — twenty three shillings & 3^d

[1. 6]
[9]
exec

Sarah Hawthorn widdow & Nathaniel Haw^thorn hir son plaintiff^s against Josiah Roades deffendant in an Accon of Appeale from the Judgment of the County Court at Salem After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this court the Jury brought in their virdict they found Confirmation of the former Judgm^t the horse sued for & Costs of Courts three pounds nineteen shillings & tenn penc. —

Seth perry plaintiff against John Hurd deffend^t in an Action of Appeale from the Judgment of the County Court in Boston After the

The Jury for Tryall
of the Accon of
Attaint sworn
both together
— — — —

m^r Tho Sand- 1 Jur
ford
Samuel cheeckley
Sam Gary
Jn^o withrington
Jn^o Dauls
w^m marshall
Samuel Douse
Pyam Blower
Tho Prentice
Jn^o Benja[^{min}]
Isack mixer
Nath Holland
~~Rich^d Crispe~~
2 Jur
Caleb Sever
James Clarke
Daniel Preston
Dauid Jones
Zackry Long
ma^thew Solle
Zakery Johnson
Daniel champney
Tho: olliver
Tho: fanning
Tho: flegg
Cap^t w^m G[er]^s in
m^r Crisp's Room
and m^r Benjn
walker in room of
fasting
— — — —

Attachm^t Courts Judgment Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury & are
 Perry ag^t Hurd on file wth the Reccords of this Court the Jury brought
 in their virdict they found for the deffend^t Confirmation of the former
 Judgm^t & Costs of Courts —

Isaak waldron plaintiff ag^t Theophilus ffary
 waldron Con^{ts} Jn^o wing c^r deffend^{ts} in an Acc^{on} of Appeale from
 ffary wing c^r the Judgmt of the County Court last in Boston After
 the Attachm^t Courts Judgm^t reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury & are on file wth the
 Reccords of this Court the Jury brought in their virdict they found
 for the deffendants Confirmation of the former Judgmen^t & Costs of
 Courts forty six shillings —

Isaack waldron plaintiff ag^t John wisewall Juⁿ deffend^t in an
 Acc^{on} of Appeale from the Judgm^t of the las^t County Court in Boston
 waldron ag^t wisewall After the Attachm^t Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file wth the Reccords of this Court the
 Jury found for the deffend^t Confirmation of the former Judgmen^t &
 Costs of Courts 28^s 8^d

mannasseth Becke plaintiff ag^t Symon Gale * deffend^t in an
 Acc^{on} of Appeale from the Judgment of the las^t County Court in Boston
 Beck ag^t Gates After the Attachment Courts Judgmen^t Reasons of
 Appeale & othe^r evidences in the Case produced were
 read Comitted to the Jury & are on file wth the Reccords of this Court
 the Jury brought in their virdict they found for the deffendant Con-
 firmation of the former Judgmen^t & Costs of Court^s thirty shillings &
 tenn penc & w^{ch} was p^d him wth y^e 4^s damage [by E R S]

[150]

m^r HerLakenden Symonds plaintiff against Hud-
 Symo[nds] Con^{ts} son Leueret deffendant in an Action of Appeale from
 Leueret the Judgmen^t of the County Court in Boston After
 the Attachment Courts Judgment reasons of Appeale & evidences in
 the Case were read Comitted to the Jury & are on file wth the Reccords
 of this Court the Jury brought in their virdict they found for the

* The name was probably "Gates" as given in the margin.

deffendant Confirmation of the forme^r Judgment & Costs of Court y^e plaintiff desired his bond might be chancerjed both partjes Appearing The Court chancerjed the Bond to one hundred & thirteen pounds thirteen shillings mony & Costs of Courts: and ordered that before execution Issue out m^r Leueret deliver vp to the said Herlakenden Symonds all deeds bonds & writtings that he hath had and now hath in his hands of the said symonds — The said Hudson Leueret Came & in the open Court & deliued vp as he said all his deeds bonds & writtings to the said m^r Symonds wch said m^r Symonds received and acknowledged in Court y^e they were all memo^d y^e day m^r Epps once And againe said he tendered m^r Symonds person and desired to know whither he was freed m^r Leueret in Court declar'd m^r Epps was free and that he was sattisfied & had nothing to say as to him —

m^r Richard martyn plaint against Thomas Rost
deffendant in an action of Appeale from the Judgment
of the County Court at Boston After the Attachment Courts Judgment
Reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury & are on file wth the Records of this Court the
Jury brought in their virdict they found for the deffendant Confirma-
tion of the forme^r Judgment & Costs of Courts sixteen shillings & sixe
pence

martyn ag^t Rost

Jn^o williams plaintiff against Jn^o Brookings
defendant In an Action of Appeale from the Judg-
ment of the County Court at Boston after the Attach-
ment Courts Judgment Reason^s of Appeale & evidences
in the Case produced were read Comitted to the Jury & are on file
the Jury brought in their virdict they found for the plaintiff Con-
firmation of the forme^r Judgment & find Costs of this Court for the
deffendant —

W^{as} ag^t Brookin
exec Issued out for
y^e costs

m^r Thomas Thatcher plaintiff ag^t Humphry Davy
Esq^r After the attachm^t Courts Judgment Reason of
Appeale & evidences in the Case produced were read
Comitted to the Jury & are on file wth the Reccords of
this Court the Jury brought in their virdict they found
for the deffend^t Confirmation of the forme^r Judgment
& Costs of Courts twenty three shillings & sixe pence

Thatcher ag^t m^r
Davy

execution Issued out
5 dec 82 for 30.

2^d —

Judgm^t 28th. 10th. mo.

Exec. Issud [out
paid?] Jn^o ffisher plaintiff ag^t Returne wayte defendant
in an Action of Appeale from the Judgment of the
County Court in Boston After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury & are on file wth the Reccords
of this Court the Jury brought in their virdict they found for the
deffendt Confirmation of the forme^r Judgment & Costs of Courts thirty
two shillings & fowe^r pence

Holman ag^t Deering
[paid] — — — Abraham Holman || & Tho Andrews es^r || plain-
tiff^s ag^t Henry Deering Attorney to * michel-
son deffendant in an Action of Appeale from the
Judgment of the County Court In Cambridge the Reasons not being
signed by y^e plantiff he was nonsuited but on y^e deffend^t declaring
he was not willing to take any Advantag y^e Accoon proceeded & After the
Attachments Courts Judgment Reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury & are on file wth the
Reccords of this Court the Jury brought in their virdict they found
for the deffendant Confirmation of the former Judgment & Costs of
Courts forty two shillings & fowe^r pence

[151]

Jn^o Gifford plaintiff ag^t Thomas walte^r & Rich^d midlecot deffend^t
in an action of Appeale from the Judgment of the County Court in
Boston After the Attachm^t was Read es^r y^e deffendts pleading for a
non suit the Court declared a non suite — It having
m^r Jn^o Giffords
appeale binn tried at y^e Gennerall Court || Granting him his
Costs 14^s. but || on m^r Giffords deliuering a paper In-
formation or petition In Ans^r thereto The Court declare^s that m^r
Gifford shall be heard in Case he Cann proove that this is a new Action
& different from that which the Genn^l Court hath heard & determined
that m^r walte^r & m^r midlecot haue notice to Attend after dinner
m^r Gifford was brought m^r walte^r Appeared but on hearing what
the Court was about turnd away & went out of Court though Called to
Attend. After the Court had heard m^r Gifford & vejwed seuerall of
his pape's wch are on file It was put to the voat those that are of the
minde that m^r walte^rs had no powe^r by his letter of Attorney let them
hold vp their hands, not one held vp & so y^e Case Issued —

* This space left blank in the record.

m^r Jn^o Hoare Attorney & Assignee of Daniel Hoare plaintiffe *et* ag^t w^m Kilcup defend^t in an Accon of Appeale from the Judgment of the County Court at Boston the * Case was Called plaintiff & deffend^t Appeared the Attachment & Courts Judgment was Read the deffendant pleading for a non suite & the plaintiff for his reasons of Appeale Given in to be read the plaintiff giving in the Gennⁿ Courts order debarring him *et* his reasons signed by him was read the Court Considering the Genⁿ Courts order declared the Case Could not proceed :

m^r Hoar. nonsuted

Richard Collicot & Nathaniel Greenwood plaintiff^s ag^t Jn^o Sea's deffendant in an Action of Appeale from the Judgment of the County Court at Charles-Towne After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiffs Reuersion of the forme^r Judgm^t & Costs of Courts fuety two shillings & six pence —

Collicot *et* Contra Seara

execu: Issued out 9, octob: 82

Jn^o Trumble plaintiff ag^t Thomas Peck deffendant in an accon of Appeale from the Judgment of the Comissione's Court in Boston After the Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts

exec Issued out for 11: 16. 10 13th mo^o 82 [Eng^r]

Edward Randolph Esq^r Collector *et* by his libell^s complaint^s & Attachmen^t bearing date 7 Septembe^r 82 plaintiff ag^t Robert wallis master of the pinck good hope as in the sajd libell Comp^t *et* in all respects more at larg Appeareth Refferenc thereto being had deffendt After the libell Infformation *et* was Read & evidences produced in the Case Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Costs of Court

8th Septemb 1682
Randolph ag^t
wallise

Edw^d Randolph Esq^r Collecto^r *et* plaint In an Action of Appeale ag^t ag^t† Jn^o Pitche^r and Andrew willet & sloop swallow deffend^t. from the Judgment

Raldolph ag^t willet
et

* Written over "after."

† Repeated in the original.

of the last County Court in Boston after the Information & othe^r evidences in the Case were read Comitted to the Jury & are on file y^e Jury brought in their virdict they found for the defend^t Confirmation of the forme^r Judgment & Costs of Courts.

[152]

Edward Randolph esq^r Collecto^r e^r plaintiff by
 m^r Randolph ag^t his Complaint or Informa^on ag^t y^e ketch Newbery
 Catch Newbery e^r Isaac Eveleigh ma^r or Nathaniel Clarke & Dani
 Dauison own^os of sajd Catch deffend^t vpon breach of the Act of the
 15th of the King as is more particullarly expressed in s^d Information
 on Appeale from the Judgment of the last County Court in Boston.
 After the Information Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on file the Jury
 brought in their virdict they found for the deffendants Confirmation of
 the forme^r Judgment & Costs of Courts.

Edward Randolph Esq^r plaint ag^t Andrew willet
 m^r Randolph ag^t own^or of the sloop swallowe defend^t In an Action of
 Andr^r willet Appeale from the Judgment of the last County Court
 & sloop Swallow in Boston After the Attachment Courts Judgment
 Reasons of Appeale and evidences in the Case produced were read
 Comitted to the Jury & are on file the Jury brought in their virdict
 they found for the deffendant Confirmation of the forme^r Judgment &
 Costs of Courts.

The Go^d & magists || voted || that the bills of
 in Boston Costs e^r ag^t m^r Randolph should be suspended till
 14: of Sept 82 the Council take further orde^r

Jn^o Atkinson plaintiff against Jn^o woolcot de-
 Atkinson ag^t ffend^t in an Action of Appeale from the Judgment of
 woolcot the County Court at Ipswich After the Attachment
 Courts Judgment Reasons of Appeale & evidences in the Case pro-
 duced were Read Comitted to the Jury and are on file wth the Reccords
 of this Court the Jury brought in their virdict they found for the
 deffendant Confirmation of the forme^r Judgm^t & Costs of Courts
 fowe^r pounds tenn shillings & tenn pence

John Atkinson plaintiff against Jn^o woolcot de-
 Atkinson ag^t ffend^t in an Action of Appeale from the Judgm^t of
 woolcot Ipswich Court After the Attachm^t Courts Judgment

Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found Reuersion of the forme' Judgm' and that the deffendant pay the plaintiff tenn shillings mony damage & Costs of Courts five pounds five shillings & eight penc.

John Atkinson plaintiff ag^t samuel Buckman deffend^t in an action of Appeale from the Judgmt of Ipswich Court After the Attachment Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the plaintiff reuersion of the forme' Judgment & costs of Courts fowe' pounds eighteen shillings =

Atkinson ag^t
Buckman

Jn^o Cleoments plaintiff ag^t nathaniel merrill deffend^t in an action of Appeale from the Judgm^t of Ipswich Court After the Attachment Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plantif Reuersion of the former Judgment & that Jn^o merrill son of Nathaniel merrill shall serve Jn^o Cleoment in the trade of a Carpenter the space of five month[s] or pay to y^e sajd John Cleoments tenn pounds in Indian Corn barly or Barly mault & Costs of Courts five pounds thirteen shillings & six pence.

Cleoments ag^t
merrill

[153]

Thomas Mekins plaintiff ag^t Enos kinsley defend^t in an Action of Appeale from the Judgment of the County Court at northampton after the Attachment Courts Judgm^{nt} reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file the Jury brought in their virdict they found for y^e deffendant Confirmation of the former Judgment & Costs of Courts fowe' pounds thirteen shillings & tenn penc =

14th
mekins Cont^{ts}
Kinsley

Joseph peasley plaintiff Coft^a Josiah clark deffend^t in an Accon of Appeale from the Judgment of the County Court at Ipswich the Case was called Attachment e^r Read no Reasons Appearing signed vnde^r the Appellants hand e^r he was non suited =

Peasley ag^t Clarke

[Edward | Barton plaintiff ag^t Daniel mathew deffend^t in an
 Barton ag^t mathews Action of Appeale from the Judgment of the County
 Court at Boston After the Attachment Courts Judgment
 Reason^s of Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file wth the Reccords of this Court the
 Jury brought in their virdiet they found for the deffend^t Confirmation
 of the forme^r Judgm^t & Costs of Courts | in all | 3^u 13

Barton ag^t mathews Edward Barton plaintiff Con^{ts} Daniel mathew^s deffend^t
 in an Action of Appeale from the Judgment of the
 County Court in Boston after the Attachment Courts Judgment
 Reasons of Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file the Jury brought in their virdiet
 they found for y^e defend^t Confirmation of the forme^r Judgment & Costs
 of Courts in all three pounds fowe^r shillings six pence —

marke Graues pl^t Con^{ts} mathew ffarrington de-
 20th dam : ffendant in an Accon of Appeale from the Judgment
 Graues ag^t of the County Court at Salem After the Attachm^t
 ffarrington Courts Judgm^t Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury and are on file wth the
 Reccords of this Court the Jury brought in thei^r virdiet they found for
 the deffend^t Confirmation of the former Judgment & Costs of Courts

Cap^t Tho Barret Attorney to ffancis Goffreigh plaint by Edw^d
 Barret ag^t Sprague shippen his Attorney ag^t Cap^t Richard Sprague de-
 ffend^t in an Accon of Appeale from the Judgment of
 the last County Court in Boston after y^e Attachm^t Courts Judgment
 Reason^s of Appeale & evidences in y^e Case produced were read Com-
 itted to the Jury & are on file the Jury brought in their virdiet they
 found for the deffend^t Confirmation of the former Judgm^t & Costs of
 Courts thirty nine shillings & two pence

Jn^o Ajres plaintiff ag^t Jn^o ffurnell defend^t in an action of Appeale
 Ayres ag^t ffurnell * from the Judgment of the Comission's Court after
 the Attachment Courts Judgment Reasons of Appeale
 exec. Issued out & evidences in the Case produced were read Comitted
 12 dec. 1683 to the Jury & are on file the Jury brought in their
 virdiet they found for the plaintiff Reue'sion of the former Judgment
 & Costs of Courts forty two shigs 9^d —

* Or Farwell ?

Jn^o Jacob plaint Con^{ra} John Gale deffend^t in an Action of Appeale from the Judgm^t of the Comission's Court After the Attachm^t Courts Judgm^t reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff seven pounds eleven shillings & five pence & Costs of Courts

[154]

Hudson Leueret plaint ag^t Edw^d Randolph Esq^r Collecto^r c^r in an action of Appeale from the Judgment of the Commission's Court After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffend^t Confirmation of the former Judgm^t & Costs of Courts —

In Ans^r to the petiçon of Ellino^r Redding the Go^u & magists Comend the peticone^r to the selectmen^s Care & due releife & that they put it on the Trespere's Account as in other Case for y^e Eastern people =

[Large blank]

[155]

1682

Att A Court of Assistants held at Boston the 6th of march 1682

Jn^o Atkinson plaintiff against James mirrick defend^t in an action of Appeale from the Judgment of the County Court at Salem the actions was Called Plaintiff made default by his non Appearenc was non suited & his bond fforfeited

Hannah Haugh widdow plaintiffe Against Edward willis defend^t in an Acçon of Appeale from the Judgment of the County Court at Boston in october last after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the Defendan^t Confirmation of the former Judgment & Costs of Courts

present
Symon Bradstreet
Esq^r Go^u
The Danforth Esq^r
dep^t Go^u
Daniel Gookin
John Pyncheon
w^m stoughton
Peter Bulkley
Humphry davy
Samuel Nowell
John Hull
James Russell
Bartholmew Gidney
Sam Apleton
— — — —
no Cause Appearing
for y^e Grand Jury
they were dismlst
— — — —
person^s Returnd to
Serve on the Jury
of trjalls for Ap
peales c^r 1 Jury
— — — —

Mr Joseph Cooke
 Samuel Turill
 Daniel Quinsey
 Peter Towne
 W^m Clough
 Jacob Hurd
 Henry Bowen
 Jonathan Peake
 Rich^d child
 Nath: Basham
 Timthy Mather
 Tho: Trott.

— — — —
 2 Jury for tryalls
 for Appeales *et*

Mr Tho Jenner
 Sam. Bridg:
 Timth Clarke
 James Townsend
 Samuel Ballard
 Samuel Gore
 Tho Bacon
 Joseph Beamis
 Jnth Browne
 obadiah Hawes
 Tho Toleman
 Jn^o Jackson
 XJn^o Howle

Nathaniel Byfeild Attorney to Daniel Raymond
 plaintiff Contra Robe^t orchard deffendant in an
 Action of Appeale from the Judgment of of * the
 County Court held in Boston as to a non suite After
 the Attachm^t was Read & evidence on the plaintiffs
 plea^s for a non suit & deffend^s Ans^r The Court
 declared they Approoved of y^e County Courts *execut.*
 Judgment & that there should be no stop of the exe-
 cution from the County Court g[r]aⁿt^{ing} y^e defend^t his
 costs at this Court

Mr W^m Parks
 in case of
 Solom^o Phipps *et*

Solomon Phips & Josiah wood plain-
 tiff^s ag^t Benanuel Bowe's deffendant in an
 Action of Appeale from the Judgment of
 the County Court at Cambridg las^t in octobe^r After y^e
 Attachm^t Courts Judgment Reasons of Appeale and
 evidences in the Case produced were read Comitted to
 the Jury & are on file the Jury brought in their vir-
 dict i: e a speciall virdict If according to law the
 selectmen of Charls Towne haue powe^r to stint &

ljmitt what number of Catle the occupie's of m^t Lidgets farme shall
 keepe on the Account of such land as lye vnfenced to charls Towne
 Comon then wee finde for the plaintiff a Reuersion of the forme^r Judg-
 ment & Costs of Courts if not for the deffend^t a Confirmation of
 the former Judgment & Costs of Courts = The magists finds for the
 plaintiff

m^r saffyn & m^r Vsher Came into y^e Court & declared they At-
 tainted the Jury for error & sajd Jn^o Vsher acknowledged himself
 bound in twenty pounds & m^r Richard wharton his suety in tenn
 pounds to the Trespure^r of the Country on this Condict that sajd Jn^o
 vsher shall prosecute this his Attaint at the next Court of Assistants
 to effect = as Attests E R S

Josiah wood & Tho white plaintiff ag^t Benanuel Bowe's deffend^t in
 an Acōn of Appeale from the Judgm^t of the County Court at Cambridg
 in october || last || After the Courts Judgm^t Reasons of Appeale & eu-
 idences in the Case produced were read comitted to y^e Jury & are on
 file the Jury brought in their virdict a speciall virdict i e If accord-
 ing to law the selectmen of charls Towne haue powe^r to stint & ljmit

* "Of" repeated in the record.

† Error in the record for "M^{rs}" ?

what number of Cattel y^e occupie's of m's Lydgetts farme shall keepe on the Account of such lands as lye vnfenced to Charls Towne Comon then wee find for the plaintiff a reuersion of the former Judgm^t & costs of Courts if no^t for the deffendant a Confirmation of the former Judgm^t & Costs of Courts The magists in this Case finds for the plaintiff^s m^r Jn^o Vshe^r Attainted y^e Jury for erro^r & sajd Jn^o vshe^r principall || in 20th || & Richd wharton his suerty in tenn pounds acknowledged themselves alike bound to y^e Tresurer of the Country on Condition that sajd vshe^r p^{ro}secut this his Attaint to effect at y^e nex^t Court of Assistants.

[156]

1682

Daniel Gookin Esq^r plaintiff Contra Cap^t Jn^othan wade deffend^t in an Accon of Appeale from the Judgment of the County Court at charls Towne After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Costs of Courts thirty one shillings & fowe^r pence

Dani Gookin esq^r
contra Jn^o. wade

m^r Thomas Layton Andrew mansfeild & John Burrell plaintiff ag^t Tho. Browne deffend^t in An Action of Appeale from the Judgment of the County Court at Salem After the Attachm^t Courts Judgment Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury and are on file with the Records of this Court the Jury brought in their virdict they found for the plaintiff^s reuersion of the former Judgment & the land in Controversy wth Costs of Courts nine pounds five shillings

Laughton mansfeild
[&] Burrell Attur-
neys for Toune of
lynn Cont. Tho
Browne

Moses Peirse plaintiff Cont^a Benjamin mumford deffend^t in an Action of Appeale from the Judgm^t of the last County Court in Boston After the Attachm^t Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts fuety nine shillings & eigh[t] pence y^e Jury declar'd y^e medled no^t wth the title of land =

Peirse Cont^a
Mumford exec
Issued out

Joseph Crosby plaintiff Conta Joseph Addams deffend^t in an
 Action of Appeale from the Judgment of the last
 County Court in Boston After the Attachment Courts
 Judgment Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on file wth the Reccords
 of this Court the Jury brought in their virdict they found for the
 deffendt Confirmation of the former Judgm^t & Costs of Courts two
 pounds fiuteen shilling & two pence.

Josiah Torrey plaintiff Cont^a Tho: Gretian deffendant in an
 Action of Appeale from the Judgment of the last
 County Court in Boston After the Attachm^t ¶ was
 Read ¶ Courts Judgment Reasons of Appeale & eu-
 idences in the Case produced were read Comitted to the
 Jury and are on file wth the Reccords of this Court the
 Jury brought in their virdict they found for the plaint
 a Confirmation of the former Judgment and thirty pounds five shil-
 lings and seven penc more in mony & costs of Courts
 y^e deffend^t Tho Gretian sajd he Attained the Jury for
 erro's & Instanc^t pticularly because the Jury had given thirty pounds
 five shillings & seven penc more then the proceeds of
 that voyage wth what othe^r he shall make Appeare:
 And sajd Thomas Gretian principle & m^r Anthony
 checkley & Left Edward willis suretyes acknowledged
 themselues & heires bound Tho Gretian in 20^{li} & y^e suretjes in tenn
 pounds apeece to the Trespere of the Country & partjes Concerned that
 sajd Gretian shall prosecute his Atteyn^t at the nex^t Court of Assist-
 ants to effect

[157]

1682

Returne wayt plaintiff ag^t Joseph Homes Attur-
 ney to Stephen Sweathy deffend^t in an Ac^{on} of Appeal
 from the Judgm^t of the County Court in Boston After
 the Attachm^t Courts Judgment Reasons of Appeale & evidences in
 the Case produced were read Comitted to the Jury & are on file the
 Jury brought in their virdict they found for the plaintiff reuersion of
 the former judgment & Costs of Court^s forty shilljngs & six pence =

Newby cont^a Hinch-
 man
 exec Isaud

Georg Newby plaintiff ag^t Jn^o Hinchman deffend^t
 in an Action of Appeale from the Judgm^t of the Com-
 ission's Court after the Attachm^t Courts Judgment

Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file the Jury brought in their virdict they found for y^e deffend^t Confirmation of the former Judgm^t & Costs of Courts 6. 6^d

Return wayte plaintiff against Jn^o Plumbe deffend^t in an Action of Appeale from the Judgm^t of the County Court in Boston after the Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Records of y^e Court the Jury brought in their virdict they found for the defend^t Confirmation of the former Judgm^t & Adds twenty shillings more therevnto wth costs of Court: Jn^o Plumbe in open court declar'd he was Agred wth Return wayt

In Ans^r to the petition of Elizabeth street wife to Robe^t street Humbly desiring she may be diuorc^d from hir s^d Husband she producing se^u witnesses of his breach of Coueñt & y^t he hath anothe^r wife in Jamajca. The Cour^t on pvsall of the evidences declares the peticone^r is at libe^rty to marry wth another man and that she is divorc^d.

Roge^r Gilbert plaintiff Cont^a Isa^{ck} waldron deffend^t in an accon of Appeale from the Judgm^t of the County Court at Boston After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgm^t & Costs of Courts

The newman Cont^a Lesly Palmer wthdrawne p Agreement

Antho checkly plaintiff cont^a Rich^d Patteshall deffend^t in an Action of Appeale from the Judgm^t of y^e County Cour^t at Boston wthdraune p Agree^m^t

[158]

1683

Att the Court of Assistants Adjourn^t 17th of Aprill 1683

present
Symon Bradstreet
Esq^r Go^o

The Danforth Esq^r
 dep^t Gott
 Daniel Gookin
 w^m stoughton
 Humphry Davy
 Sam: Nowell
 John Hull
 James Russell

Esq^s

persons Returned to
 serve on the Jury for
 trjalls & sworne be-
 fore the prisoner
 who had no objec-
 tions e^r were

m^r Samuel shrimp =
 ton

Robert Hayward
 Tim^s Tyleston
 Samuel Hix
 w^m meade
 Tobjah Davis
 John knights
 Joseph Kitle
 Joseph Tainter
 Benj^s Garfeild
 Zackh. Hicks
 Natha: Hancock

Elisabeth Payne spinster being presented by the Grand Jury, in march las^t* for murdering of hir child was now brought to the Barr & Indicted by the name of Elisabeth Payne spinster for no^t hauing the feare of God before hir eyes & being led by the Instigation † of the diuill did on or about the 6th

day of march last wilfully murder^r hir child Contrary to the Peace of ou^r Soueraigne Lord the king his Crowne & dignity the lawes of God and of this Jurisdiction holding vp hir hand at the Barr pleaded no^t Guilty & put himself on tryall by God & the Country = Accordingly after the Indictment & evidences produced were read Comitted to the Jury and are on file the Jury brought in their virdict no^t Guilty according to Indictmen^t but greatly negligent in not Calling for help for the preservation of the child's life =

The Court on Consideration of the Case for hir fornication sentenct hir to be whip^t wth twenty stripes paying & discharging the charge of hir trjall & fees of Court stands Comitted till the sentence be performed. =

James ffulle^r of springfeild being presented by the Grand Jury in ma[rch] last & left to further Tryall at this Court was brought to the Barr & held vp his hand & || there || was Indicted accordingly by the name of James ffuller of Springfeild for that he not hauing the feare of God before his eyes & being lead by the Instigation of the diuill did on or about the latter end of octobe^r last most wickedly Call vpon or pray to the Diuill for helpe and hath at seuerall times since had familiarity wth him Contrary to the peace of ou^r Soueraigne Lord the king his Croune & dignity & the lawes of || God & of || this Jurisdiction = After the Indictment & evidenc produced agains^t him was Read he owning the charge as sajd by him but denyed the trueth of it saying he had belyed himse^{lf} || his examination & [confession being] || comitted to the Jury and are on file wth the Records of this Court the Jury brought in their virdict they found the prisoner at the barr not Guilty according to Indictment: The Court Consi[der]ing of his wicked & pernicious willfull lying & Continuanc in it till now putting the Country to so great a charge

* Quere. See marginal entry at opening of this Court (p. 223) as to Grand Jury not having any cause before it.

† Written over the word "diuill."

sentenct the sajd James ffuller to be seuerely whipt wth thirty stripes seuerely lajd on & that he pay five pounds mony to the Tresure^r of the Country to dischardg the chardges of his triall paying fees of Court^x stands Comitted till the sentence be pformd. *and that in Case y^e s^d five pounds be not p^d by y^e s^d ffuller wthin a month Its left wth y^e Tresure^r of y^e Country to ship him of & dispose of him as he Cann not || exceeding || fower yeares to Ans^r the charges past E R S

24 may
(83)

[159]

1683

In Ans^r to the peticon of m's mary Sauage: The Court doth Appoint m^r willjam Parkes m^r Joseph Lynde & Cap^t Penn Townsend a Committee to set out vnto m's mary Sauage relict of the Late Thomas Sauage Esq^r hir thirds According to law. and to doe it wth what speed they Cann: And deacon w^m Parkes is to Appoint time & place of meeting =

In Ans^r to the petition of Ann Perry for a divorce from hir husband e^r The Court hauing Considered of the Case see^s no Cause to grant hir request =

Att a Court of Assistants Called to sitt & sate in Boston 22th of may 1683

at this Court mary Webster wife to w^m webster of Hadly being sent downe vpon suspition of witchcraft & Comitted to prison in order to hir tryall was brought to y^e Barr the Grand Jury being Impanneld ~~she not excepting against any of them~~ the * Grand Jury on pervsall e^r of the evidences Returnd that as y^e Grand Jury for ou^r soueraigne Lord the king they did Indict mary webster wife to w^m webster of Hadly for that she not hauing the feare of God before her eyes & being instigated by the diuill hath entred into Couenant & had familliariry wth him in the shape of a warraneage† & had hir Imp^s sucking hir & teats or marks found in hir secret parts as in & by seuerall testimonyes may Appeare Contrary to the peace of our Soueraigne Lord the king his Crowne & dignity the

present
Symon Bradstreet
Esq^r Go^d
Tho Danforth Esq^r
dep^t Go^d
Daniel Gookin
Jn^r Pynchon
W^m stoughton
Humphry Dauy
Sam: Nowell
Jn^r Hull
James Russell
Peter Tylton
Daniel fflsher —
— — — —
persons Returnd
to serue on the
Grand Jury &
sworne were
m^r James
Whetcombe

* Written over "held."

† An Indian name for a black cat. — Judd. See Drake's "Annals," p. 170.

Thomas moore
 Eljakim Hutchinson
 Jer fitch
 Joseph How
 Eljas Row
 Richard Loudon
 Phillip Torrey
 Jno watson
 Isack Jones
 w= Pond
 Richd Eccles
 W= Bond
 Jno Brett
 — — — —

lawes of God & of this Jurisdiction [^] on their serious
 Consideration of the testimonjes did leaue hir to fur-
 ther Tryalle

Christopher Portingall being Accused for Com-
 itting a Rape on the body of Abigaile Crane as by
 hir Confession & examination appeares The Court
 ordered them to stand Comitted till they Give bond for
 their Appearance at the next County Court at charls
 Towne to Answ^r what shall be lajd to their charge —

Peter Addams of milton being Comitted to Goale for his stealling
 a horse or horses [^] —

This Court Adjourned themselues to the 24 Instant at two of the
 clocke —

then mett & Adjourned Againe to 31th Instant at y^e same time

[Blank]

[160]

present
 Tho. Danforth Esq^r
 dep^t Go
 Daniel Gookin
 w= stoughton
 Humphry Davy
 Sam Nowell
 Jno Hull
 James Russell
 Dani fletcher
 — — — —

persons Returnd to
 serve on the Jury &
 sworn were
 — — — —

m^r Edward willis
~~francis fowereft~~
 Adam winthrop
 Sam Legg
 w= Gard
 Roger willington

At A Court of Assistants or Admiralty Called
 to sitt in Boston & satt in Boston 8th June 1683

m^r Barnard Randolph deputy Collecto^r searcher
 & surveyo^r of his maj^{ties} Customes in New England
 by his Information ^{er} dated the first of June 1683.
 then exhibbited (reference thereto being had amply
 doth & may Appeare) plaintiff against m^r Edward Le-
 Brunn master and merchant of the Good ship called
 the martha of Jersey wth hir Cargoe and Appurte-
 nances to hir belonging deffendant After the Infor-
 mation plea^d and evidences in the Case Given into the
 Court were read Comitted to the Jury and are remayn-
 ing on file with the Records of this Court The Jury

brought in their virdict they found for the defendant
Costs of Court [five] pounds six shillings —

Henry Spring
w^m Foster
Sam. Andrews
Joseph Cooke
Jⁿ Gore
Joshua [La *]
Jⁿ Brick[e] [vide]
day booke

This Court was adjourned to y^e 14 June next & thence to the 21th
& so from weeke to weeke to y^e 5 July 1683. E. R. S

[Blank]

[161]

1683

Att A Court of Assistants held at Boston on their
Adjournm^t 5th July 1683.

present
Symon Bradstreet
Esq^r Go^o
Daniel Gookin
w^m stoughton
Humphry Davy
Samuel Nowell
A James Russell
A John Hull †

In Answer to the peticoⁿ & Complaint of m^r John
Gyfford exhibbited to this Court in refferenc to a
Judgment obteyned by him the sajd Gyfford against
m^r Thomas walte's, at the Court of Assistants in Sep-
tember 1680 to the value of sixty three pounds odd money, yet vn-
satisfied as he Informes and Complaines This Court vpon pervsall and
examination of the whole proceeding therein doe finde that through the
misinformation of the sajd walter & mistake of the officer e^r the sajd
Judgment is not yet satisfied according to law, either in money or other
reall and propper estate of the sajd walters and therefore doe Judge
& declare the office's returne vpon the execution to be
nul & voyd to all Intents & purposes whatsoever, And
doe heereby orde^r and Appoint the Secretary to renue
the sajd Execution according to the law Ann^o 1674
title Judgments frustrated e^r & the marshall Gennerall forthwith to
execute or serve it accordingly. so past E R S

execution Issued out
& dd y^e marshall
Gen^l

[Blank]

present
Symon Bradstreet
Go^ono^r

Att A Court of Assistants held at Boston 4th of
Septembe^r 1683

* Lamb?

† The two carets probably indicate that the name of Hull should come before that of Russell.

Daniel Gookin
 w^m stoughton
 Peter Bulkley
 Humphry davy
 Samuel Nowell
 John Hull 2^d:
 James Russell
 Peter Ty[lton]
 Bart[holmew] [G]dney
 Sam[ll] Apleton
 John woodbridge
 — — — —

Reqⁿ

person^s Returnd to
 serve on y^e Grand
 Jury & sworne
 were =

m^r w^m Parkes
 Tho: Bligh.
 James Hill
 Abell porter
 Tho. Toleman
 w^m Foster
 Eljas Rowe
 Giles Pason
 w^m Bond
 Gregory Cooke
 Jn^o stedman
 Richd Dana
 — — — —

Anthony Cheeckley on behalfe of Thomas
 Gretian plaintiff against Josiah Torrey
 deffend^t || on Attaint || the said Anthony
 cheeckly in open Court acknowledged him-
 self to stand bound & to be l^jable to execution
 in Case Torrey reco^ded at this Court in steed
 of m^r Gretian. After the Attachment Courts
 Judgmeⁿt reasons of Appeale & evidences in

the Case produced were read Comitted to the Jury & are
 on file wth the Records of this Court the Jury brought
 in their virdict i: e They found a speciall virdict
 that is If the twenty seven pounds fueteene shillings
 seven pence in the accompt given in by said Gretian
 be legall according to the mariti[m]e law page 93 sect.
 second then wee finde for the plaintiff reversion of the
 last Judgment & Costs of Courts If not legall then
 wee find || for the defendt || Confirmation of the forme^r
 Judgment & Costs || of Courts. || The magis^{ts} on perv-
 sall of this virdict find for the defendant Confirmation
 of the former Judgment & Costs of Courts =

m^r Jn^o Vsher & m^r Jn^o Saffyn on behalfe of Benanuel Bowe's plain-
 tiff^s on Attaint Cont^a solomon Phipps & Josiah wood e^r driue's of
 charls-Towne Com^{on} defendants on Attaint after the Attachment Courts
 Judgment Reasons of Appeale & evidences in the Case produced were
 read Comitted to the Jury & are on file wth the Reccords of this Court
 the Jury brought in their virdic^t i e they found for the plaintiff^s reuer-
 sion of the former Judgment & Costs of Courts = .

[162]

1683

persons Returnd to
 serve on the Jury
 for Attaints sworn
 were =

— — — —
 m^r James Taylor
 Jn^o Cotter
 w^m sumner
 Jn^o Parmiter
 in y^e ch. Cases *
 James Bird
 Ebenezer withrington

m^r John Saffyn & m^r Jn^o vsher on behalfe of
 Benanuel Bowe's plaintiff^s Cont^a Josiah wood & Tho:
 white drive's of charls-Towne Com^{on} e^r defendant
 after the Attachment Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read
 Comitted to the Jury and are on file wth the Reccords
 of this Court the Jury finds for the plaintiff^s reuersion
 of the former Judgment & Costs of Courts =

* Charlestown cases?

Jn^o Atkinson plaintiffe Contra John woolcot sen^d
defend^t in an Accon of Appeale from the Judgment of
the County Court at Ipswich After the Attachment
Courts Judgment Reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury and

are on file wth the Records of this Court
1st Jury the Jury brought in their virdict: they
hithro found for the plaintiffe Re^usion of the for-
me^r Judgm^t & Costs of Courts in y^e Action of y^e bill
five pounds one shilling & two pence.

John Atkinson plaintiffe Con^{tra} Jn^o woolcot deffend^t
in an action of Appeale from the Judgment of the
County Court at Salem last After the Attachment
Courts Judgment reasons of Appeale & evidences in
the Case produced, and are on file the Jury brought
in their virdict they found for the deffend^t Confirmation
of the former Judgment & Costs of Courts forty nine
shillings ==

mary Webster wife to w^m webster of Hley † hauing
binn presented for suspition of witchcraft e^r by a
Grand Jury in Boston 22th of may last & left to further^r
Tryall was now Called & brought to the barr and was
Indicted by the name of mary webster wife to w^m

webster e^r for that shee not hauing the
1 Ju: feare of God before hir eyes & being Insti-
gated by the diuill had entred into couenant & had
familliarit^y wth him in the shape of a warraneage &
had hir Imp^s sucking hir & teats or marks found in
hir secret parts as in & by seuerall testimonjes may
Apppeare Contrary to the peace of ou^r Soueraigne Lord
the king his Crowne & dignity the lawes of God & this
Jurisdiction to wch Indictment making no exception
against any of the Jury leauing himself to be trjed by
God & the Country After y^e Indictment & evidences in
the Case were read Comitted to the Jury and are on
file the Jury brought in hir virdict they found hir not
guilty ==

James Barbar
Ezra Clap
John Betts
Jn^o swett in Gre-
tians *

Rich^d Chicke
Edward Dor
Jn^o weld
Jn^o Lyon
sam stone
noah wisewall
Xtopher Read
Tho. Langhorne
Jn^o Goue:
Caleb church
Josiah Jones
Jn^o Hamond
Symon Coolidge
Dani Herrington
Samuell Ruggles
Jn^o Livermore

— — — —
persons Returnd to
serve on y^e Jury for
Appeales e^r sworn

— — — —
Mr James Taylor
W^m sumner
Jn^o Betts
Jn^o weld
Xtopher Read
Jn^o Goue
Tho Longhorne
Dani. Herrington
Ebenez^r withrington
Josiah Jones
W^m Gennerson
Richd chicke

— — — —
persons Returnd to
serve on y^e Jury for
life & death & after-
wds for Appeales
e^r sworne

— — — —
m^r samuel stone
Jn^o Parmiter
Jn^o Cotter
Ezra Clapp
James Bird
Sam: Douae
Jn^o Swett
Edward Dor
noah wisewall
Symon Coolidge
Jn^o Hamond
Jn^o Livermore
— — — —

* Gretian's case?

† Hadley. See above, p. 229.

Joshua Rice being Comitted to prison on ~~suspition of Adultery~~
 y^e Grand Jury on pvsall of the evidences presented & Indicted him
 & left him to furthe^r Trjall he was brought to the barr & Indicted
 by y^e name of Joshua Rice of Boston in the County of
 2^d Jur Suffolke in new England Cordwayner for that he not
 hauing the feare of God before his eyes & being Instigated by the devil
 did on the 24th of August last repaire to the house of Edward Crockett
 laborer & didst Comitt the foule sinn of Adultery with Elisabeth
 Crocket his wife Contrary to the peace of our Soueraigne Lord the king
 his Croune & dignity the law of God & of this Jurisdiction to wch In-
 dictment he pleaded not Guilty & put himself on trjall on God & y^e
 Country after his Indictmen^t & evidences in the Case produced ag^t the
 prisoner at the barr were Read Comitted to y^e Jury & are on file the
 Jury brought in their virdict they found him not Guilty according to
 Indictment but found him guilty of lasivious Gross & foule actions
 tending to Adultery. —

[163]

1683

Elisabeth Crocket wife to Edward Crocket of
 Crockets Indictm^t Boston in the County of Suffolk Labourer being alike
 presented & Indicted by the Grand Jury was brought to the Barr &
 was alike Indicted for the like foule Crime wth Joshua
 2^d Jur Rice att y^e same time & place & putting himself on
 triall by God & y^e Country pleading not Guilty after the Jury had
 pervsed the evidences in y^e Case brought in their virdict as ag^t Rice —

— Arthur mason plaintiff ag^t Henry Tight defend^r in an action of
 Appeale from the Judgment of the County Court at
 mason Contra Tight Boston in Aprill last After the Attachment Courts Judg-
 ment Reasons of Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file the Jury brought in their virdict
 they found for the deffend^r confirmation of the former Judgmt & Costs
 of Courts [thirty] shillings

Gamaljel Roge's plaintiff ag^t Henry Tite defend^r in an action of
 Appeale from the Judgment of the County Court in Boston in Aprill
 last After the Attachment Courts Judgment Reasons
 Roges Cont^r Tite of Appeale & evidences in the Case produced were Read
 Comitted to the Jury & are on file wth the reccords of this Court the
 Jury brought in their virdict they found for the defend^r Confirmation

of the former Judgment and Costs of Courts thirty seven shillings & tenn pence || besides x^s damage || — —

Joseph Bris[c]o: Attorney to Henry wright & Tim^o Dwight Attorney to Sam Snow plaintiff Con^a Jn^o sparrey defendant in an Action of Appeale from the Judgment of the Comissione's Court in June last after the Attachment Courts Judgm^t & Reasons of Appeale were Read y^e defend^t pleaded for a non suit because the Reasons of Appeale were not signed by y^e principle or Attorney w^{ch} was grted

Brisco c^r Contra
Sparrey

Joseph Brisco Attorney to Henry wright plaintiff Conta John sparrey defend^t in an Action of Appeale from y^e Judgment of the Comissione's Court the Attachm^t Courts Judgm^t & Reasons of Appeale were Read [^] was non suited because y^e time of y^e Court was mist in y^e Reasons =

Idem Deus Idem.

Joseph webb marshall of Suffolke plaintiff ag^t w^m manly deffend^t in an Action of Appeale from the Judgment of the Comissione's Court in Aprill last After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file with the Reccords of this Court the Jury brought in their virdict they found for the defendant Confirmation of the forme^r Judgm^t & costs of Courts. =

webb ag^t manly
an Attajnt
m^r stone foreman

Joseph webb marshall said he Attainted the Jury for erro's & himself as principall in twelve pounds & Returne wayte & Abraham Bliss his sue^tj^s Acknowledged themselues respectively bound to the Tresure^r of the Country & party Concerned on Condition y^t s^d webb shall prosecute this his Attaint at the nex^t Court of Assistants to effect =

Jn^o child plaintiff on Appeale from the sentenc of the Court [^] After the Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found the Appellant Giulty of playing at Cards for thirty sixe shillings mony =

[164]

1683

ffrancis Nurse plaintiff^x in an action of Appeale from the Judgment of the County Court at Salem last^x against m^r Zerubbable Endicot deffendant After the Attachment

Nurse ag^t Endecot

Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts || In Ans^r to m^r Allens peticon * || || execution suspended to y^e end of y^e nex^t Genn^l Court ||

Execution Issued
out for 7.18.3 dd to
m^r Homes Attorney
11 Sep^r 1683 =

Clark Con^{ra} Smith

Timothy Clarke plaintiff Cont^a katherin Smith in behalf of hir sonn John Smith deffendant in an Action of Appeale from the Judgment of the Comission^s Court last in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts forty two shillings

Dewer ag^t Browne

Tho Dewer plaintiff against willjam Broune Esq^r defend^t in an Acc^{on} of Appeale from the Judgment of the County Court in July last at Boston after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file with the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts.

Samuell Apelton seⁿ Esq^r & Samuel Apleton Juⁿ plaintiff^s Cont^a John Hawkes seⁿ & moses Haukes defend^t in An Action of Appeale from the Judgment of the County Court at Salem last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff thirty pounds mony damages and that the deffendants shall make vp the great damm as Good as before in tweluemonths time next ensuing or pay two hundred & fiuety pounds money & Costs of Courts.

Apleton & Hawkes

an Attalnt, m^r
[James Tayl^r]
foreman =

The deffendant Attainted the Jury for erro^s & himself sajd Jn^r Hawkes principall in the sume of two hundrd pounds & Thomas skinner & Edward Richards his sue^ttjes in 100^{li} a peece acknowledged themselues bound to the Treasurer of the Country in sajd somes

* This part is inserted in the margin, but was evidently intended to be read with the words "execution suspended," etc.

Respectively & to the parties concerned on Condition that said Hawkes shall prosecute this his Attaint at the next Court of Assistants to effect —

Samuel Nowel Esq' & m' Hezekiah Vsher Executors to the last will of the late m' Hezekiah vsher plaintiff^s Cont^a Nathaniel Harwood as Assignee & Attorney to m' John Harwood in an Action of Appeale from the Judgment of the last County Court at charlsTowne on a non suite * after the Court had p^rysed the Attachment Courts Judgment Reasons of Appeale and evidences in the Case they declared that there ought to be no non suit & Grants the deffendant his Costs nineteen shillings

Hezekiah Vsher ag^t
Nathani Harwood

[165]

1683

m' Hezekiah vsher plaintiff^f Contra Peter Bulkley Esq' as Assignee || e^r || of m' John Harwood defend^t in an action of Appeale from the Judgment of the County Court at Cambridge in Aprill last After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts || The plaintiff^f Attainted the Jury for erro^r & Gaue bond ||

m' vsher ag^t m'
Bulkley e^r

An Attaint m'
James Taylor foreff

W^m Harrison plaintiff^f Cont^a Thomas Platts deffendt in an Action of Appeale from the Judgment of the last County Court in Boston After the Attachm^t Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file The Jury brought in their virdict they found for the plaintiff^f reuersion of the former Judgment & that the said Platts take his chimneys of the said Harrisons Ground wth in sixe moneth^s

Harrison Cont^a
Platts

Execution Issued
out

* "On a non suite" here evidently means "on a plea for a non-suit," as appears by the record of the County Court at Charlestown, June 19, 1683, from whose judgment the appeal was taken. At that Court Nathaniel Harwood, as assignee and attorney of John Harwood, was plaintiff, and Samuel Nowell, who married the relict and executrix of Hezekiah Vsher, deceased, and Hezekiah, the other executor, were defendants, the action being for the payment of a legacy of fifty pounds. The defendants, Nowell, etc., "pleaded for a non suite because the plaintiff sued as both attorney & assignee, the law saying or & not and, i. e. the one & not both." "The Magistrates ordered the plaintiff to proceed in his plea," that is, the Court refused to order a non suit. The defendants, Nowell, etc., appealed from this decision. The trial, at the County Court, then proceeded, and Harwood obtained a judgment there in his favor. The Court of Assistants confirmed the decision of the County Court, refusing to order a non suit, and accordingly grants Harwood his costs. See County Court Records, Middlesex, 1681-1686, p. 64.

or pay the said Harrison forty pounds in money & Costs of Courts five pounds & two pence —

W^m Harrison plaintiff Con^{ra} Thomas Platts defend^t

Harrison Con^{ra}
Platts In an action of Appeale from the Judgment of the County Court last in Boston after the Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the forme^r Judgment & Costs of Courts forty shillings & fowe^r pence —

Joseph Homes pl^t Con^{ra} Anthony Cheeckley ||

Homes ag^t chickley Attorney to stephen Sweathy || deffend^t in an Ac^{on} of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the reccords of this Court the Jury brought in their virdict they found for the deffend^t Confirmation of the forme^r Judgment & Costs of Courts forty six shillings & six pence; the pl^t Joseph Home^s Attainted the Jury || for erro^r e^r || & Joseph Homes principall in twenty pounds & Joseph webb & Xtophe^r webb his sue^tjes in tenn pounds apeece acknowledged themselues bound to the Tresp^{er} of the Country & party Concerned on Condition that Joseph Homes shall prosecute this his Attaint at the nex^t Court of Assistants to effect —

— Joseph Cowell plaintiff Con^{ra} Timothy Thornton

Cowell Con^{ra}
Thornton deffend^t in an Action of Appeale from the Judgm^t of the Comissione's Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for y^e plaintiff reuersion of the forme^r Judgment & Costs of Cou^rts 27^s 2^d.

Samuel Bishop plaintiff ag^t Robe^t Lord marshall deffend^t In an action of Appeale from the Judgment of the County Court at Ipswich After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the

Bishop Con^{ra}
Lumas * the Jury brought in their virdict they found for the

* Evidently an error for "Lord."

plaintiff Reue[rsi]on of the forme' Judgm^t ¶ & ¶ tenn pounds & six pence damage according to Execution & Costs of Courts & execution Respitted till y^e nex^t Gen^l Courts ends

Samuell Lummas * plan^t Cont^a w^m Quarles deffend^t in an Action of Appeale from the Judgment of the County Court at Ipswich After the Attachment Courts Judgm^t Reasons of Appeale & evidences in the Case produced were Read Comitted to the Jury and are on file the Jury brought in their virdict they found for y^e deffend^t ffowe^r pounds fowe^rteene shillings & fowe^r pence

[166]

1683

Robe^rt DAVIS plaintiff Cont^a Joseph Gridley deffend^t In An action of Appeale from the Judgment of the last Comissions's Court in Boston after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced, & are on file the Jury brought in their virdict they found for the deffendan^t Confirmation of the forme' Judgment & Costs of Courts thirty one shillings & eight pence

Davis ag^t Gridley

Edmond Pe^rkin[s] plt Cont^a Arthur Smith deffend^t in an Action of Appeale from the Judgment of the last County Court in Boston w^hdrew his action by the Courts leaue Affirming he had Agred w^h y^e defend^t = who did not appear

Perkins ag^t Smith

Samuel worden plt Cont^a Nathaniel Addams deffendan^t in an action of Appeale from the Judgment of the County Court in Boston made his non Appearanc y^e defend^t had his Costs =

Worden Cont^a Addams

John Lee plt Conta : Hudson Leueret deffendant in an Action of Appeale from the Judgment of the Comissione's Court in Boston after the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgment & Costs of Courts thirty six shillings & three pence

Lee ag^t LeueretExecution Issued
out 15 Sep^r 83

* Written over "w^m Quarles."

**Mrs Elisabeth man-
ings divorce from
Nicholas maning**
at [Ipswich *] court

In Answe^r to the peticon of Elisabeth maning for a divo^cce from hir husband, Nicholas Maning — It Appearing to this Court on pervsall of the paper's presented that the sajd Nicholas maning was guilty of Incestuous practises with his siste's of which they were Convicted and punished but himself escaped out of this Jurisdiction thereby Avojdng the punishmen^t, and also that he hath not for seuerall yeares past affoorded the sajd Elisabeth any releife for maintenance and hath lately declared In writting vnder his hand & seale that he doth vtterly renounce the sajd Elisabeth and that he will not owne her for his wife or haue any thing to doe with her — All which being Considered by this Court It is by them declared that the sajd Elisabeth is henceforth freed & released from hir marriage ingagement vnto the sajd Nicholas maning — By y^e Court Edw: Rawson secre^t

**Courts sentence ag^t
Joshua Rice & Eliza
Crocket for their
Adulterous Car-
riages &c**

In the Case of Joshua Rice the Court hath Con- sidered you^r offence, and doe sentence yow on the nex^t fifth day of y^e weeke presently after the lecture to be by y^e marshall Gennerall to be taken out of y^e prison & ¶ wth a Roape ab^t your necke ¶ Conveyed thro the Towne to the Gallowes & there to be sett on a ladder & stand on full howe^r wth yo^r Roap turnd ouer the Gallowes & then to be taken doune & Conveyed to the begining of the street entring the Towne to be strip^t & tjed to the Carts Tayle & be seuerely whip^t wth thirty stripes thro the streets to the Goale & be there left till yow discharge the charg of yo^r trijall prison & Court ffees. wch when donn to be releast from prison the like sentenc was passed & published in Court in all respects against & to Elisabeth Crocket wife to † Crocke^t partne^r wth him in their odious vile & lustfull carriages — past ER S —

[167]

1683

Launcellot Smith Complayning to the Go^ono^r & magis^{tr} then mett against Nicholas Lynch as By attachment produced bearing date the of 1683 both partjes Ap-
**at one of y^e clock
present the Go^ono^r
dep^t Go^o
major Gookin
m^r stoughton
m^r Bulkley
m^r Browne**
 appeared plaintiff & defendant & desired their Cases might be heard by a Court of Assistants or Admiralty their occasions not permitting to stay till y^e County Court The Court ordered the hearing of their Cases at

* The word "Ipswich" appears to be written here over the word "Salem."

† Left blank in the record.

|| Appointed the twelfth Instant at one of y^e clock ||
[at] the Court of Assistants to sitt in Boston 12
october 1683 || at y^e time || The Court mett at the
time 12th octobe^r 1683 y^e plaintiff Launcelot Smith Ap-
peared & presented his libell y^e deffendant Nicholas
Lynch Appeared || & put in his Ans^r || and after their * ||
libell & Answ^r wth y^e || Evidences produced & pleas made by both partjes
The Court on a full hearing of the partjes declared they found for the
plaintiffe eighty pounds mony of this Country & Costs of Courts two
pounds sixteene shillings —

mr Nowell
mr Russell
mr Tilton
mr Apleton
mr Gidney
mr Pyke
— — —

Nicholas Steeresman also then Appeared as Smith aboue in all
respects had the like libe^{ty} wth like Consent of s^d [Li]neh

The Court ordered the hearing of this Case also on 12 octobe^r 1683

The Court mett at the time the plaintiff & deffendant Appeared the
defendant † then put In his libell And after the libell Ans^r therevnto
evidences in the Case produced & pleas made by both partjes The Cour^t
on a full hearing of the partjes declard they found for the deffendant
eighty pounds this Country mony damage & Costs of Court [fine †]
pounds seventeen shillings —

[Blank]

[168]

Boston 1683

[The remainder of the page is blank.]

[169]

Boston 1683

At A Court of Assistants Called by order of
y^e Go^{wno}^r c^r and satt in Boston 12 novembe^r
1683 =

W^m Johnson being presented by the Grand
Jury was brought to the barr holding vp his
hand at the barr was Indicted by the name of
willjam Johnston for that he no^t haing the feare
of God before his eyes but Instigated by the devil
Confederating himselfe wth one John Graham &
other Sea Roue^s his Accomplices did together

	present
Symon Bradstreet	Esq ^r Gov ^r
Tho. Danforth	Esq ^r
	dep ^t Gov ^r
Daniel Gookin	} Esq ^m
w ^m Stoughton	
Joseph dudley	
Peter Bulkley	
Natha Saltonstall	
Humphry Davy	
John Richards	
Sam Nowell	
James Russell	
Barthol: Gidney	
Robert Pike	
Jn ^o woodbridge	
— — —	

* Written over "the."

† So in the original.

‡ "Fine" written over "two."

person^s Returnd to
serve on y^e Grand
Jury & Sworn were
— — —

Cap^t Jn^o Capen
Jonathan Bridgham
Theod^r Atkinson
Joseph Homes
Jn^o Coney
W^m Gary
Tho Cheny
Rich^d Hall
Rich^d Robbins
Jn^o than Rimington
John Stone
Jn^o strettens
Randall Nicholls
S[am:] Heman
— — —

persons Returnd to
serve on y^e Jury of
tryalls sworn
— — —

mr Joseph Townsend
francis foxcraft
Edw^d Broomfield
Jn^o Endecott
Benja walker
Giles Dyer
Tim^o ffoster
sam Gookin
Abraham Holman
Henry Spring
Joseph Child Jun^r
stephen waters
— — —

with them sometimes in the month of June in this present yeare 1683 on the high sea & neere the Coast of [Can]ady wth force of Armes pirattically assault, seize & take seuerall vessels & the Companyes belonging to them i e a certeine Catch belonging to the Port of Salem John Lambe^t master and one other barcq, belonging to the Port of Boston James Taylor master & another barcq Called the James & Hannah John Earthy master all three belonging to his Majtjes subjects of this Colony of the Massachusetts And also one barcq Called the S^t Charles [^] Arsneaw master belonging to the Subjects of the ffrench king now in Amity wth his Majty making the men belonging to the sajd vessells prisone^s plundering & sharing among themselves the Goods in the sajd vessells found to the value of seuerall hundred pounds sterling Contrary to the peace of ou^r soueraigne Lord the king his Crowne & dignity & the lawes of this Jurisdiction to wch Indictment the prisone^r at y^e barr pleaded no^t Guilty & put himself on tryall on God & y^e Country After the evidences produced ag^t him were read Comitted to the Jury the Jury brought in their virdict they found the prisone^r w^m Johnson at the barr not guilty according to Indictment — The Court ordered y^t he be released from his Imprisonment he putting in security

of five hundred pounds to Ans^r any further Complaint of this nature to be made agn^t him wthin sixe month^s by the ffrench or othe^rs & ordered y^t he discharg Constable Jn^o Lambe^ts Charge^s wch was 35^s for himself wittness: *CS* — he was after his Conti[nu]ing in prison till * || 5th || January || 83 || nothing Appearing ag^t him more & not able to finde any s[e]curity was † by orde^r of the Go^urn^r & magist^r releast his Imprisonmt 5 January 1683 — /

Leonard Pomery being presented by y^e Grand Jury & left to tryall was Indicted by the name of Leonard Pomery for that he not hauing the feare of God before his eyes but Instigated by the diuill on the foweth day of Septembe^r last in the house of Ruth Harding did maliciously wickedly & ffelloniously quarrelling so with Thomas

* The Secretary apparently began to write " Wednesday " here, but cancelled it.

† " Was " repeated in the record.

Pinnock murther him by throwing him downe on the floore from a chajre where he satt giving him a cruell blow on the vpper part of his breast neere his throate & kicking him with his floote of which wound & blow he presently sickned vojded much blood in clodds & so continued till he djed of sajd blowes as by seuerall evidences may & will appeare Contrary to the peace of our soueraigne Lord the king his Crowne & dignity, the lawes of this

[170]

1683

Jurisdiction to wch Indictment the prisone^r at the barr pleaded not guilty and put himself on trjall on God & the Country After the evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found the Prisone^r at the Barr Guilty of man Slaughter the Prisone^r was againe brought to the barr and had this sentenc i e: to be burnt in the hand & forfeit his Good^s & chattels none to be found y^e executioner executed the sentenc in y^e face of the Court =

20 Novemb^r 1683

It was ordered that Edward Crocket be hencforth the executioner and that he haue the salley that Joseph Gridley had =

Att A Court of Assistants held at Boston 4th march 1683 —

John Hawkes *or* plaintiff Cont^a Samuel Apleton sen^d esq^r & samuel Apleton Jun^d defendant in an Action of Attaint on Apeale from the virdict & Judgm^t of y^e Jury *or* the last Court of Assistants After the Attachment Courts Judgm^t Reasons for Attaint *or* were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the forme^r Judgment & costs of Courts nine pounds

m^r Hezekiah vs^rher plaint Cont^a Peter Bulkley Esq^r defend^t in an action of Attaint on Apeale After the attachment Courts Judgment Reasons of Attaint *or* were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their

present
Symon Bradstreet
Esq^r Go^d
Tho Danforth Esq^r
dep^t Go^d
Daniel Gookin
w^m stoughton
Joseph dudley
Pet^r Bulkley
Nathaniel Saltonstall
Humphry davy
John Richards
Samuell Nowell
James Russell
Bartholmew Gidney
Samuel Apleton
Robert Pyke

persons Returnd to
serve on y^e Grand
Jury & Sworne
Cap^t Tho Jenner
Richd way
Tho Bligh
Theod^r Atkinson
Jn^s Harrison

mooses Payne
Giles Pason
Robert williams
Sam: Williams
Enock wlawall
w^m Trescott
Jacob Huings
Rich Lowden
Laurene Douse
Jame[s] Trow-
bridge
Tho oilluer
francis moor
[Tho fleg or]
John Whitney

virdict they found for the deffend^t Confirmation of the former Judgment & costs of Courts

Joseph Webb plaintiff Con^a w^m manly deffendant
In An action of Attaynt on Appeale from the Judgment of the last Court of Assistants After the
|| [Attachmt] || Courts Judgment Reasons of Attaint
e^r were read Comitted to the Jury & are on file wth
the Reccords of this Cour^t the Jury brought in their
virdict they found for the plaintiff^r reuersion of the
forme^r Judgment & Costs of Courts

[171]

1683

person^s Returnd to
serve on y^r Jury of
Attaints & sworne

— — —
m^r Jonathan Rim-
ington
Jn^e white
w^m Downes
w^m Griggs
Isayah Toy
Tho walker
Isaack Goose
Sam: Peirse
Rouland story
Benjamin Gamblin
Samuel Lyon
Benja. Tucker
Samuel Perry
Samuel Paul
Ebenexar Billing
John Breck
w^m Ryall
w^m Clutterbuck
Nathaniel Nicholls
Tho white
Peter Towne
Andrew Boardman
Jn^e Bright
Nath Basham

— — —
m^r Downes in m^r
Apletons Case stood
by
y^r Case referd to 23

— — —
persons Returnd to
serve on y^r 1st Jury
for tryalls of Ap-
peales e^r sworne
— — —

Joseph webb plt Contra w^m Manly deffend^t in an
Action of Attaint on Appeale from the Judgment &
virdict of the Jury at the Court || of || Assis^{ts}* in sept^r †
last after the Attachment Courts Judgm^t and reasons
of Attaint being Read Comitted to the Jury and are
on file wth the Reccords of this Court the Jury brought
in their virdict they found for the plaintiff^r Reuersion
of the forme^r Judgment & Costs of Courts three
pounds thirteen shillings & two pence

Joseph Homes. pl^t Con^a Anthony cheeckley
Attorney to stephen sweathy deffend^t in an Action of
Attaint on Appeale from the Judgment & virdict of
the Jury in septembe^r last. After the Attachment
Courts Judgment Reasons of Attaint were read Com-
itted to the Jury & are on file wth the Reccords of this
Court the Jury brought in their virdict they found for
the plaintiff^r reue'sion of the forme^r Judgment & Costs
of Courts fowe^r pounds fowe^r- || teene || shillings & sixe
pence

Edmond Perkins plt Cont[r]a Abraham Merrill
dfendant in ^a accon of Appeale from the Comission's
Court in Boston After the Attachment Courts Judg-
ment Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury & are on
file wth the Reccords of this Court the Jury brought in

*First written "County Court."

† First written "october."

their virdict they found for the plaintiff reue'sion of the former Judgt & three * pounds money damage & Costs of Courts wch they Agred amongst themselves —

w^m Rauson plt Con^a w^m Gilbert deffend' in an action of Appeale from the Judgment of the County Court in Boston [^] octobe' last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case pduced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffend' Confirmation of the forme' Judgment & Costs of Courts twenty shilling & sixe pence || y^e plaintiff Attainted y^e Jury & himself in 10^u & Jn^o woodmansy & m^r Harrison his suertjes in 5^u apece Gaue [bond gaue] bond to prosecute e^r |

W^m Harrison pl' Con^a Thomas Platts defend' in an action of Appeale from the Judgm' of the County Court in Boston in octobe' last After the Attachment Courts Judgment Reasons of Appeale & evidences in y^e Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgment & costs of Courts || y^e plaintiff Attainted y^e Jury & himself in 14^u & Josep Home & Jos [Cowell] in 7^u e^r gaue bond to prosecute ||

w^m Harrison pl' con^a Thomas Platts defend' in an action of Appeale from the Judgment of the County Court in Boston in January last After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the defend' Confirmation of the form' Judgment & costs of Courts — || y^e pl' Attainted y^e Jury & himself in 10^u & his sue'tjes in 5^u gaue security to psecut y^e Attaint to effect — ||

mr Jonathan Rim-
ington
Nath^l: Basham
Isayah Toy
Isack Goose
Rouland story
Benj. Tucker
w^m Clutterbuck
Samuel Paul
Peter Towne
Tho white
Ebenezar Billing
Sam Peirse
— — —
person Returnd &
sworne for y^e 24
Jury of Appeales
— — —
m^r Jn^o Brecke
w^m Dounes
Jn^o white
w^m Griggs
Tho walker
Andrew Boardman
Benja Gamblinn
w^m Ryall
Nathan^l Nicholls
Sam: Lyon
Sam: [Perry]
[†]

[172]

1683

W^m Condry Admnstrato^r to John wilky^s estate pl' Contra John clarke marriner defend' in an Action of Appeale from the Judgment of the County Court in Boston in

Condry con^a clarke

* Written over "costs."

† One name worn off (Jn^o Bright?).

exec
 January last after the Attachment Courts Judgment
 Reasons of Appeale and evidences in the Case pro-
 duced were read Comitted to the Jury and are on file wth the Reccords
 of this Court the Jury brought in their virdict they found for the
 deffendant Confirmation of the former Judgment & Costs of Courts
 nineteen shillings & eight pence

Thomas Moore plaintiff Con^a Abell porter Juⁿ defend^t in an action
 of Appeale from the Judgment of the County Court
 Moore Cont^a Porter After the Attachment Courts Judgment reasons of
 exe: Appeale and evidences in the Case produced were read
 Comitted to the Jury and are wth the Reccords of
 this Court the Jury brought in their virdict they found for the plaintiff
 reuertion of the former Judgment wth fower pounds nine shillings &
 two pence damage in money & Costs of Courts three pounds nine shil-
 ling & 8^d.

Moses Peirse plaint Cont^a Benjamin mumford
 Peirse Cont^a mum- defend^t in an Accon of Appeale from the Judgment
 ford of the County Court in Boston || octobe^r last || After
 the Attachment Courts Judgment Reasons of Appeale & evidences in
 the case produced were read Comitted to the Jury & are on file wth the
 reccords || of || this Court the Jury brought in their virdict they found
 for the deffend^t Confirmation of the former Judgment & Costs of courts
 thirty eight shillings & eight pence

Josiah Torrey plaintiff Con^a Thomas Gretian
 Torrey Cont^a defend^t in an Action of Appeale from the Judgment
 Gretian of the County Court In Boston After the Attachment
 Courts Judgment Reasons of Appeale And evidences in the Case pro-
 duced were read Comitted to the Jury and are on file wth the Records of
 this Court the Jury brought in their virdict they found for the plaintiff
 reue'sion of the former Judgment & Costs of Courts three pounds
 sixteen shilling and six pence

Thomas welch pl^t con^a: Richard stowe's defend^t in
 Welsh Cont^a An Accon of Appeale from the Judgment of the County
 stowers Court at charlsTowne After the Attachment Courts
 exec Judgment Reasons of Appeale and evidences in the
 Case produced were read Comitted to the Jury and are on file wth the

records of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment & Costs [wth the two] acres of land in Controūsy & Costs of Courts

[173]

1683

Ezekiel needham plaintiff Contra Benjamin Farr
deffend' in an Action of Appeale from the Judgment
of the County Court last at Ipswich After the Attach-
ment Courts Judgment Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury and are on file wth the Rec-
ords of this Court the Jury brought in their virdict they found for the
deffend' Confirmation of the forme' Judgment & Costs of Courts fuety
nine shillings & eight pence

needham Con^a farr
exec.

John Arnold plaintiff Con^a Zackery Thayer
defend' in an action of Appeale from the Judgment of
the County Court in Boston in octobe' last After the
Attachment Courts Judgment reasons of Appeale & evidences in the
Case produced were read Comitted to the Jury and are on file wth
the Reccords of this Court the Jury brought in their virdict they found
for the deffend' Confirmation of the forme' Judgment & Costs of Courts
sixe pounds one shilling and fowe' penc mony damage & y^e costs forty
eight shillings & eleven pence

Arnold Con^a
Thay^a

Samuel Legg Plaintiff Con^a Samuel lilly deffend'
in an Action of Appeale from the Judgment of the
last County Court in Boston After the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury & are on file wth the Records of this
Court the Jury brought in their virdict they found for the deffendant
Confirmation of the forme' Judgment & Costs of Courts thirty fowe'
shillings & two pence.

Legg Con^a Lilly
exec.

John Gifford plaintiff Con^a Thomas walter deffend' in an action of
Appeale from the Judgment of the County Court in
Boston in october last After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury and are on file wth the Rec-
cord^s of this Court the Jury finds for the deffend' Confirmation of the
former Judgment & Costs of Courts [Ren^d 13. 6]

Gifford Con^a walter

as to a non Suite
Bishop Cont^a Lord Samuel Bishop plaintiff in an action of Appeale
Cont^a Robe't Lord In an Action of Appeale from
the Judgment of Ipswich || Salem || Court Con^a
Robe't Lord || marshall || defendant c^r The Court doe Judge for the
plaintiff that he haue the Costs of this Court || 32: || & doe orde^r the
plaintiff's liberty to proceed on the Attachment at the nex^t County Court
of that County on his former entry mony =

2 July Samuel Bishop plaintiff Con^a John Andrews &
Daniel Hovey Admst^r to the estate of the late m^r
Thomas Andrews defend^t After the Courts Judgm^t
Bishop Con^a An- Reasons of Appeale & evidences were read Comitted
drews & Hovey. — to the Jury & are on file The Jury brought in their
virdict i e they found that m^r Thomas Andrews died in the house of
Samuel Bishop and also that the keys of the sajd Andrews were at
that time in possession of sajd Bishop = m^r Bishop not appearing when
Called for to be examined his Costs not Allowed p^r Curiā 11 m^rch 83

[174]

1683

Edward Thwing & samuel Phillip plt Con^a Elizur
Thwing Con^a Holliock defend^t in an Acon of Appeale from the
Holljock Judgment of the County Court in Boston y^e entry of
y^e action the plaintiff's were Called but no^t Appearing the Action fell

Robe't Bromsdon Attorney to John Baker plt Con^a m^r Richard
wharton deffend^t c^r In An action of Appeale from
Brinsdon Con^a wharton the Judgment of the County Court in octobe^r || Jan-
uary || last After the Attachment Courts Judgment
Reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury and are on file wth the Reccords of this Court the
Jury brought in their virdict they found for the plaintiffe Reuersion * of
the former Judgment & Costs of Courts || 3^u 6^d || the deffend^t † sajd
he Attainted the Jury || for errors & mistakes || and
the sajd Richard wharton principall in tenn pounds
Attaint [List] and m^r Hez. vsher and w^m Rawson his suertjes in fiue
[Mr Jn^e Breks †] foreman pounds apeece acknowledged themselues bound to the
Treasure[r] of the Country & partje Concerned that the sajd m^r wharton

* Written over "deffendant Confirmation."

† Written over "plaintiff."

‡ Written over "m^r Remington."

should prosecute his Attaint at the nex^t Cour^t of Assistants to effect ==
E R S

Richard Wharton in behalf of himself & Company plant Con^{tra}
John John * Baker marriner deffend^t in an action of
Appeale from the Judgment of the last County Court Mr Wharton Con^{tra}
John Baker
in October † || last || After the Attachment Courts
Judgment Reasons of Appeale & evidences in the Case produced were
read Comitted to the Jury & are on file wth the Records of this Court
the Jury brought in their virdict they found for the ~~plaintiff~~
|| deffend^t || confirmation ‡ of the forme^r Judgment & costs of Courts
three pounds — 6^d

Thomas Saffin Con^{tra}: County Courts Judgment or sentence — After
the Courts Judgment Reasons of Appeale and
evidences in the Case produced were Read Comitted to Tho Saffyn^e sent.
the Jury & are on file wth the Reccords of this Court
the Jury brought in their virdict they found Confirmation of the County
Courts Judgment wch was i e that he should pay vnto Hannah Houn-
sell two shillings and sixe pence p^r weeke in mony towards the main-
tenance of the child from the time of its birth till the Cour^t take
further order as in s^d Judgment may Appeare & Costs of Courts & sd
Tho Saffyn on 1st Aprill 84 Gaue bond in 40^u & his sue^rtjes Isack
walker & § Elliston his su^rtjes in 20^u apeece to p^rforme y^r
County Courts Judgm^t relating to Hannah Hounsell.

[175]

1683

John wisewall Jun^r plant. con^{tra} m^r Nicolas ¶ &
m^rs Anna Paige deffend^s in an Action of Appeale from wisewall Con^{tra}
Paige
the Judgment of the last County Court in Boston
After the Attachment Courts Judgment Reasons of Appeale & evidences
in the Case produced were read Comitted to the Jury and are on file
with the Records of this Court the Jury brought in their virdict they
ffound for the plaintiff reuersion of the former Judgment & Costs of
Courts i. e seven pounds sixteen shilling & ~~three pence~~

The defend^t in open Court sajd he Attainted the Jury || for error ||
and the sajd Nicolas Paige Acknowledged himselfe bound In 20^u sterling

* "John" repeated in the record.

† Written over "reuersion."

¶ Nicholas Paige?

‡ Written over "January."

§ Left blank in the record.

Attaint of y^e Jury
m^r Rimington for-
man
to effect —

to the Treasure^r of the Country & party Concerned his
heires execcuto's *et* on this Condition that he will
prosecute this Attaint at the nex^t Court of Assistants

monks Cont^a Courts
Judgm^t

George moncke plaint Contra y^e Comissn's Courts
Judgment After the Courts Judgment & evidences in
the Case produced were Read Comitted to the Jury &
are on file wth the Records of this Court the Jury brought in their
virdict ~~Reversion~~ they doe not find by any evidenc or Acknowl-
edgment of sajd moncks vpon Record that he hath broken that law
title Inkeepe's —

Parris Cont^a Harris

Samuel Parris plt Contra Richard Harris deffend^t
the plt wth drew his Action. —

man Cont^a Bratie

Jn^o man plaint Cont^a Thomas Bratie deffend^t *et*
the plaintiff wth drew his Accon. —

Robe^t Earl presenting his bill or Account relating to James
morrison & Thomas Turrill 2 privatees * y^e one djed in Prison the other
brak prison amounting to fifty one shilling one penny wch y^e Court
ordered the Tresure^r to pay him in mony 7 ffedr 83 E R S

It is ordered that the refference from Salem Court referring to the
late m^r Wades estate be heard & considered of on 7 Inst at y^e chambe^r
after dinner all the brother^s clayming at y^e time Appeared & produced
seuerall writtings = [y^e 1st] 5th march it was declard in Court y^e y^e secre-
tary might Giue Coppie of any of m^r wades papers in his hand &
Accordingly gaue Cap^t wade Coppy of the hond Go^ud oath & on other and
now It was ordered y^e secretary giue to each their pape's wch he did
11th march 1683 E R S

^ Hezekiah king of weymouth doe hereby bind myself in five
pounds mony to the Tresurer of the Country to sattisfy & pay him or
his successo's what shall be allowed to the wittnesses & charges of
Court in the Case of samuel Bayly as wittnes my hand 4th m^{ch}. 83.
Hezekiah: King
wch was twenty three shillings = E R S

* Privateers ?

† This rendering is very doubtful. The writing looks also as if it might be shorthand. If so,
the rendering should be "but on the," which would make the date 5th instead of 15th, agreeing better
with the rest of the record.

[176]

1683

Samuel Bayley of weymouth being brought vp & Comitted to prison in orde^r to his trjall being Accused of Buggery wth a mare was brought to the Barr & being presented by y^e Grand Jury & left to triall was Indicted by the name of John Bayly for that he not having the feare of God before his eyes being instigated by the divill did on the 21th of Novembe^r in the woods malitiously wickedly & feloniously Comitt that abominable sinn of Buggery wth a mare as by y^e seuerall evidences may Appeare Contrary to the peace of ou^r Sovereign Lord the king his crowne and dignity the lawes of God & of this Jurisdiction = After the Indictment & evidences produced against the prisone^r at the barr the || Grand || Jury brought in their virdict they || did not || find * the ~~prisoner~~ || bill || =

Constable Torrey presenting a bill of charges of shipping Edward Goue The Court ordered the Trespere^r of the Country to pay him twenty shillings in full of the s^d bill

Att a speciall Court of Assistants Called by y^e
Gou^{no}^r dep^t Gou^d & magists & held at Boston 22 July
1684

Vines Ellacot being vnder bonds wth sue^rties for his Appearance on y^e Grand Jury^s pervsall of the evidences in his case presented him & Indicted him & left him to further Tryall was Called & Appeared & brought to the barr & holding vp his hand there was Indicted by the name of vines Ellacot of Barbadoes now Resident in Boston in New England merchant for that he not having the feare of God before his eyes & being Instigated by the divill on the 10th of June last Riding violently on a horse did wickedly maliciously & feloniously murther Henry Pease by throwing him downe wth s^d horse so as he received his mortall wound in his head whereof he djed Contrary to the peace of ou^r Soueraigne Lord the king his crowne & dignity the law of God & of

present
Symon Bradstreet
Esq^r Go^d
The Danforth Esq^r
dep^t Go^d

Daniel Gookin
Humphry Davy
John Richards
Samuel Nowell
James Russell
Elisha Cooke
W^m Johnson
Jⁿs Hawthorne

Esq^{rs}

persons Returnd to
serve on the Grand
Jury & sworne
— — — —
m^r Richard Collicot
Gamalljel Wayte
Henry Phillips
Arthur mason
Xtopher Clarke
Jⁿs Capin
Tmo Mather
Giles Pason
Randolph Nicholls

* First written "found."

Richard Austen
Henry Bright
Stephen [Cooke]
Samuel Andrews

this Jurisdiction to wth Indictment he pleaded not Guilty & put himself on tryall by God & y^e Country the Jury hauing all y^e euidences in the case brought in their virdict they found him not Guilty of the

Indictment The Court Considering of this virdict *et* did Judge that m^r vines Ellacot dischargd y^e chardg of his tryall & that he pay vnto

611

Gurtrude pease the widdow whose husband was sl[a]yne tenn pounds mony = wch was donn & so his

bonds dischargd

[177]

persons Returnd to
serve on the Jury of
trials for life &
sworne were

— — — —
m^r sampson sheaffe
Georg Pordidge
James meeres
Thomas Smith
James Blake
Tobias Dauls
John knight
John Jackson
Zeck Hicks
willm Barret
W^m Bond Jo
willm shaddock
— — — —

Phillip Darland of Beverly in the County of Essex miller being presented by the Grand Jury for Ou^r Soueraigne Lord the king & left to further Tryall was brought to the barr where holding vp his hand was Indicted by the name of Phillip Darland of Beu^{ly} aforesajd for that he not hauing the feare of God before his eyes being Instigated by the Divill did on the 16th day of this Instant July in the orchard of Dauid Perkins of sajd Beuerly Comitt Adultery with mary kni^{ghts} the wife of John kni^{ghts} of Jeoffery^e Creeke as by both euidences & Confession of sajd mary will Appeare Contrary to the peace of our Soueraigne

Lord the king his Crowne & dignity the lawes of God & of this Jurisdiction to wch Indictment he pleaded not Guilty & put himself for tryall on God & the Country after the euidences in y^e Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found the Prisone^r at the barr not guilty according to Indictment but found him Guilty of vile filthy and abominably libidinous Actions wth mary kni^{ghts} wife of John kni^{ghts} of Jeoffery Creeke = The Court Considering his offence sentenct him to be returned to prison & from thenc on y^e morrow p^resently after the lecture to be taken thence by the marshall General wth a Guard & Conveyed to y^e place of execution & ther caused to stand on howe^r wth a Rope about his neck Cast ouer the Gallowes & thenc to be taken downe & fastned to the Carts tayle & whipt seuerely on his naked ba[c]ke to the prison againe not exceeding forty stripes & there left till the chardge of his Tryall & wittnesses wth fees of Court be dischargd.

mary kni^{ghts} wife to John kni^{ghts} of Jeoffery^e Creeke in the County off Essex for the same offence being alike presented was brought

to the barr & alike holding vp hir hand was Indicted by the name of mary knights the wife of s^d John knights as aboue s^d for that she not hauing the feare of God before hir eyes & being Instigated by the diuill did on the 16th of y^s Instant July in the orchard of Dauid Perkins Comitt Adultery wth Phillip Darland of Beuerly in the sajd County miller Contrary to the peace of our Soueraigne Lord the king his Crowne & dignity the law^s of God & of y^s Jurisdiction to which Indictment she pleaded not Guilty & alike put himself on tryall as aboue After the euedences in the Case produced were Read Comitted to the Jury & are on file the Jury brought in their virdict as aboue in all Respects adding the word whorish to y^e Actions The Court sentenc' hir in all respect as they had Phillip Darland as aboue & _^ wch sentenc was executed & they Returnd to Prison

[178]

1684

seuerall of the magis^s being not well in the County of Essex and so not likelly _^ at that County Courts Adjourn^{mt} on wednesday next the Council Judged it meet to desire & Appoint Thomas Danforth Esq^r dep^t Go^d & James Russell Esq^r to goe & keepe the sajd County Court on adjournmt wth y^e magis^s of y^t County —
ER.S.

Boston
24 July 1684

Joseph Gatchell being presented & Indicted by _{22 July 84} the Grand Jury for our Lord the king for blasphemy _{er} and by them put on Tryall, the sajd Joseph Gatchell was sent for out of Prison & being at the barr at the last after many Refusalls to hold vp his hand at the barr or to plead to his Indictment did hold vp his hand & pleaded not Guilty to the Indictment which was Read & was that he y^e sajd Joseph Gatchell being so presented was Indicted by the name of Joseph Gatchell of Marblehead for that he not hauing the feare of God before his eyes being Instigated by the diuill at the house of Jeremiah Gatchell in discourse about Gennerall Salvation, (wch he sajd was his beleife) and that all men should be sauēd, being Answered that ou^r Saviou^r christ sent forth his disciples & Gaue them Comission to preach the Gospell [ie] that whosoever Repents & beleives shall be sauēd; to which Joseph Gatchell Answered if it be so, he was an Imperfect Saviou^r & a foole, And this was a yeare agoe & somewhat more, as p the euidences of Elisabeth Gatchell and since in the moneth of march last past & at other times & places hath vttered seuerall hor-

rid blasphemous speeches saying ther was no God, divill or hell, as in and by their evidences may Appeare Contrary to the peace of our Soueraigne Lord the king his Croune & dignity the law of God & of this Jurisdiction to wch as before he pleaded not Guilty & put himself on his tryall by God & the Country = After the Indictmt and evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict: wee find the prisoner at the Barr Joseph Gatchell Guilty as followeth that being aboue a yeaere Agoe & somewhat more at the house of Jerremiah Gatchell in discourse about Gennerall Salvation which he saj^d was his beleife & that all men should be saued being answered that our Sauour christ did send forth his disciples & Gaue them Comission to preach the Gospell that whosoener repents & beleives the Gospell shall be saued that ~~then~~ he did then & there vtter these words that if it were so he was an Impefect Sauour & a foole =

The Court Adjourned to y^e 7th August at 2 of y^e clock & then mett And in Ans^r to the petition of mary knights prisoner It is ordered that the keeper discharge hir the prison at present ~~taking~~ on condicon that shee pay forty shillings mony to the Treasurer of y^e Country towrds the charge of hir trjall [once] wthin three months or else y^t she be sent for & comitted to prison till y^e mony be pajd.

This Court Adjourned itself to y^e 14 August at 2 of y^e clock & mett & Adjourned to the 21 of same at 2 of y^e clocke & then mett
& proceeded

The Court sent for y^e prisoner Joseph Gatchell & on Consideration of the Crime whereof he stands Convicted by the Jury did sentenc him y^e s^d Gatchel to be returnd from this place to the pillory to haue his head & hand put in & haue his tounge drawne forth out of his mouth & peiret through wth a hott Iron & then to be returnd to the prison there to Remajne vntill he sattisfy & pay all y^e charges of his tryall & ffees of Court wch Came [^] seuen pounds shillings The marshall Genrll taking necessary help wth him is to see y^e execution of y^e sentenc pformed

2[8] Aug 1684

y^e Court was dissolued

[179]

present
Symon Bradstreet
Esq^r Go^o
Tho Danforth Esq^r
dep^t Go^o

Att a Court of Assistants held at Boston 2^d Sep-
tembe^r 1684

Willjam Harrison plaintiff Conta Thomas Platts

defend^t in an action of Appeale on Attaint After the Attachment Courts Judgment Reasons for Attaint & other evidences in the Case produced were Read Comitted to the Jury and are on file wth the Records of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts [two] pounds sixe shillings = exec Issued out

Willjam Harrison plaintiff Contra Thomas Platts defend^t in an Action of Appeale on Attaint after the Attachment Courts Judgment Reasons for Attaint & other evidences in the Case produced were read Comitted to the Jury & are on file with y^e Reccords of this Cour^t the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts two pounds ten shillings & fowe^r pence Execut^t Issued out for 4th c^r

Cap^t Nicholas Paige & Ann his wife plain^t Contr^a John Wisewall Jun^d defend^t in an Action of Appeale on Attaint After the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judg^t & Costs of Courts.

Willjam Rauson plain^t Cont^r W^m Gilbert defend^t in an action of Appeale on Attaint After the Attachment Courts Judgment reason^s of Attaint and evidences in the case produced were read Comitted to the Jury and are on file wth the Reccords of this Cour^t the Jury brought^t in their virdict they found for the defendant Confirmation of the forme^r Judgment & Costs of Courts —.

Henry Tyte plain^t Con^a Arthur mason defend^t in an Action of Appeale from the Judgmen^t of the

Daniel Gookin
Nath Saltonstall
Humphry dauy
Jn^e Richards
Robert Pyke Esq^r
Jn^e Woodbridge
Elisha Cooke
W^m Johnson
Jn^e Hathorne
Elisha Hutchinson
Samuel Seawall

— — — —
persons Returnd to
serve on y^e Grand
Jury

— — — —
m^r Symon Lynde
Eljakim Hutchinson
Jarvis Ballard
Richard wharton
Samuel Shrimpton
John Pyncheon
Lawrenc Douse
Samuel Kettle
Robert willjams
Samuel willjams
Henry Leadbetter
Thomas Tyleston
Tho fox
Richard Setle
Jn^e stedman
W^m maning

— — — —
persons Returnd to
serve on y^e Jury of
Attaints & Appeales
c^r for Attaints &
sworne

— — — —
m^r Sam Parris
Jn^e marrion
Joseph Parsons
Richard Cripe
Bozoone Allen
Sam Phipps
Peter goule
Danl: Smith
Zecharyah Long
James Loudon
James mellowes
Tho cheney [señ]
stephen willjams
Samuel Pason
Richard Hall
Increase Sumer *
Charles Davenport
Jn^e minot
Samuel Hix

* Sumner?

Jn^o mosse County Court in April last in Boston After the Attach-
 Jn^o Coolidge ment Courts Judgmen^t reasons of Appeale & evidences
 Isa Ryall in the Case produced were Read Comitted to the Jury
 Jn^o Hamond and are on file wth the Records of this Cour^t the Jury
 Jn^o spring brought in their virdict they found for the deffend^t
 — — — confirmation of the forme^r Judgment & Costs of Courts thirty nine
 shillings & six penc & 7^s da^m —

Jn^o Putnam plaint Con^{ta} Thomas Baker deffend^t in an acti[on] of
 Appeale ff^rom the Judgment of the County Court at Ipswich: After
 the Attachm^t Courts Judgment Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury and are on file wth the
 Records of this Cour^t the Jury brought in their virdict they found for
 the plaintiff^f reuersion of the former Judgt & Costs of Courts three
 pounds eleven shillings & sixepenc —

In the Case of Sarah Cooper || late || wife to Thomas Cooper The
 Court on pe^rvsall of the evidences in the Case produced she suing for a
 divorce the Court grants hir Request —

[180]

1684

24 * Jury for Appeale
 wer Returnd &
 sworne

m^r [Edward willy†]
 Richard Crispe
 Peter foule
 James Louden
 James mellowes
 stephen willjams
 Richard Hall
 Charles Dauenport
 Jn^o mosse
 John Hamond
 Jonathan Bridgam
 John Scarlet in
 behalf of Incr.
 Su[mn]e^r went
 sick hom:

— — —
 1st † Jur.
 persons Returnd
 to seve on
 Appeale & sworn
 m^r Sam Farris
 Joseph Parsons
 Bozoone Allen
 Danl. Smith

m^r Nicholas Paige & Ann^a his wife plaint Con^{ta} m^r
 John wisewall seⁿ & m^s Elisabeth || Cooke || Execu-
 trix to y^e late Left Richard Cooke defend^t in an Action
 of Appeale from the Judgment of the last County
 Court in Boston After the Attachment Courts Judg-
 ment Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on
 file with the Reccords of this Court the Jury brought
 in their virdict, they found for the deffend^{ta} Confirma-
 tion of the former virdict & Costs of Courts.

m Jn^o wisewall seⁿ & m^s Elizabeth Cooke execu-
 trix to y^e late Left Rich Cooke plaint^f Cont^a Cap^t
 Nicholas Paige e^r defend^t In An Action of Appeale
 from the Judgm^t of the last County Cour^t in Boston
 as to a non Suite — on a full hearing of both plain-
 ti^fs & deffend^t The Bench doe Give Judgmen^t for
 the planti^fs and doe declare that the pape's in ques-

* Written over "1st."

† Or Wills.

‡ Written over "2d."

tion ought to have been deliuered to the former Jury:
& Grants y^e plaintiff's Costs of Courts

Zeekaryah Long
Thomas Cheney
Samuel Pason
Isack Ryall
John Mynot
Samuel Hix
John Coolidge
John Spring
— — — —

Jeremiah Toy plaintiff Con^{ra} James Loyd defend^t
in an Action of Appeale from the last County Court in
Boston After the Attachment Courts Judgm^t Reasons
of Appeale & evidences in the Case produced were
read Comitted to the Jury and are on file wth the Reccords of this Court
the Jury brought in their virdict they found for the deffendant Con-
firmation of the forme^r Judgm^t & costs of Courts: two pounds fiuteen^a
& fowe^r pence Exec. Issued out

Thomas Harwood plaint Con^{ra} Jerremiah Toy defend^t In an action
of Appeale from the Judgment of the last County Court in Boston
after the Attachmen^t Courts Judgmen^t Reasons of Appeale & evidences
in the Case produced were read Comitted to the Jury & are on file wth
the Reccords of this Court the Jury brought in their virdict they found
for the deffendant Confirmation of the forme^r Judgment & Costs of
Courts three pounds one shilling & sixe pence —

John Harwood || [señ] || plan^t Contr^a Stephen Bur- Harwood Con^{ra}
ton deffend^t in an Action of Appeal from the Judg- Burton
ment of the last County Court in Boston After y^e Attachment Courts
Judgmen^t Reasons of Appeale & evidences in the Case produced were
read Comitted to the Jury and are on file wth the Reccords of this
Court the Jury brought in their virdict they found for the deffendant^a
Costs of Courts.

Edmond Perkins plt Cont^a John ffenn^o defend^t in Perkins Con^{ra} ffenn^o
An Action of Appeale from the Judgment of the last
County Court in Boston after the Attachm^t Courts
Judgm^t Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury & are on file
wth the Records of this Cour^t the Jury brought in their virdict they
found for y^e deffend^t Confirmation of the former Judgm^t & Costs of
Courts three pounds eight shillings & six penc The plaintiff Attaint^d
the Jury for errors || & mistakes || and himselfe in twenty pounds &
willjam Payne & Joseph Homes sue^tjes in tenn pounds Apeece
acknowledged themselues heirs c^r in sajd sumes respectively bound to

Attaint
m^r Tho Parris *
foreman

* Error of the Secretary for "Sam Parris"? See the list of jurymen.

the Treasurer of the Country & party Concerned that the said Edmond Perkins shall prosecute his Attaint ag^t the Jury at the nex^t Court of Assistants to effect

Sarah Coopers In the Case of Sarah Cooper late wife to Thomas
Ans^r Cooper The Court on pe^rvsall of y^e evidences in y^e
Case produced she suing for a divorce y^e Court Grants hir Request *er**

[181]

1684

Jn^o mills plaintiff Cont^a John Johnson seⁿ deffend^t in an Acc^on
of Appeale from the Judgment of the County Court
Johnson Cont^a mills † at charles Toune After y^e Attachment Courts Judg-
ment reasons of Appeale & evidences in the Case produced were read
Comitted to the Jury & are on file the Jury brought in their virdict
they found for the defendant Confirmation of the forme^r Judgment
damag nine pounds Costs of Courts thirty nine shillings & eight pence —

Samuel Basse plaint Cont^a Joseph Crosby defend^t
in an action of Appeale from the Judgment of the
Basse Cont^a Crosby County Court in Boston After y^e Attachment Courts
Attaint Judgment Reasons of Appeale & evidences in the
Case produced were read Comitted to the Jury & are on file wth the
Recorrd^s of this Cour^t the Jury brought in their virdict they found for
y^e deffend^t Confirmation of the former Judgm^t & Costs of Courts. —
~~Joseph~~ ‖ xtopher ‖ Webb Attorney to s^d Basse *er* Attainted y^e Jury
for error and himself as & on behalf of y^e p^rincipall in fiuteene
pounds & Joseph webb his sue^rty in 15th acknowledged themselues re-
spectively bound & their heires *er* in s^d somes to the Tresurer of the
Country & party Concern^d that said Webb shall p^rsecute his Attaint at
y^e nex^t Court of Assis^{ts} to effect —

Richard Douning plaintiff ag^t Joseph Boober ‖ &
Joane his wif ‖ deffend^t In an Action of Appeale ‖ from
Douning Cont^a the Judgm^t of the County Court in Salem. After
Boober the Attachment Courts Judgm^t Reasons of Appeale & evidences in the
Case produced were read Comitted to the Jury and are on file wth the
Records of this Cour^t the Jury brought in their virdict they found
for the deffend^t Confirmation of the former Judgment & Costs of Courts
= three pounds nineteen shilling^s & sixe pence

* This is a repetition of the record on the preceding page of the original.

† So in the original.

Tho: Bake^r plaint Con^{ts} James Pemberton defend^t
 in an action of Appeale from the Judgment of the
 County Court in Boston After the Attachment Courts
 Judgment Reasons of Appeale & evidences in the Case produced were
 read Comitted to the Jury & are on file wth the Reccords of this Court
 the Jury brought in their virdict they found for the deffend^t Confir-
 mation of the forme^r Judgm^t & Costs of Courts two pounds tenn shil-
 ling exec_A

Baker Con^{ts} Pem-
 berton

Symon Bradstreet Esq^r Go^o plt Con^{ts} Peter Coffyn
 deffend^t in an action of Appeale from the Judgment
 of the County Court In Boston the plantiff wth drewe
 his Action —

Go^o Bradstreet
 Con^{ts} Coffyn

Cap^t daniel Epps pl^t Conta m^r Henry Bennet
 deffend^t in An action of Appeale from the Judgment
 of the County Court at Salem. After y^e Attachmt Courts Judgment
 Reasons of Appeale & evidences in the Case produced were read
 Comitted to the Jury and ate on file wth the Reccords of this Court the
 Jury brought in their virdict the Jury found for the Appellant Reuer-
 sion of the former Judgment & the Indian Boy in Controuersy to be
 deliuered the Appellant wth in tenn days time or twenty pounds money^s
 & Costs of Courts fue pounds sixe shillings & three pence

Epps Con^{ts} Bennet

Samuell Bagly * plt Contra James webster deffend^t
 in an Action of Appeale from the Judgment of the
 County Court in Boston in Aprill last After the
 Attachment Courts Judgment Reasons of Appeale & evidences in
 the Case produced were Read Comitted to the Jury and are on file
 wth the Records of this Court the Jury brought in their virdict they
 found for the deffend^t Confirmation of the former Judgmen^t 7^{li} mo
 damage & Costs of Courts forty shillings & 8^d

Bagly * Conta web-
 ster

[182]

1684

James Tounsend pl^t Con^{ts} Tho Edwards defend^t In an action of
 Appeale from the Judgment of the County Court In Boston after the
 Attachment Courts Judgment Reasons of Appeale & evidences in
 the Case produced were read Comitted to y^e Jury & are on file wth

* Or Bagly.

the Records of this Court the Jury brought in their virdict they found for y^e plaintiff ~~confirmation~~ Reuersion of the former Judgmen^t & that the defendant Give to the plaintiff a true & Just accomp^t of the par^t of the ship sued for & earnings wthin one years time or two hundred pounds money And the house & land Attached to Abide for security & Costs of Courts three pounds one shilling & fowe^r pence —

Townsend Conta
Tho Edwds —

Roge^r Adams plain^t Conta Jn^o Bake^r of Roxb[ury] deffend^t in an action of Appeale from the Judgm^t of the County Court held at Boston in Aprill last After the Attachmen^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file with the reccords of this Court the Jury brought in their virdict they found for y^e Appellant reuersion of the former virdict & that the deffendant deli^d in to the Appellant the estate sued for according to Inventory or forty two pounds seuen shillings & nine penc & Costs of Courts [42^s] & 10^d

Addams Conta
Baker [An A]stant

Jn^o Bake^r Attainted the Jury for erro^r & himself principle in twenty pounds & Joseph Homes & Joseph Cowell sue^tjes in tenn pounds a peec acknowledgd themselves Respectively bound in s^d somes to the Treasure^r of the Country & party Concernd that sajd Bake^r shall p^{ro}secut his Attaint to effect at y^e nex^t Court of Assistants

Heman Conta Chapen Nathaniel Heman Con^{ra} John Chapen deffend^t in an Action of Appeale from the Judgm^t of the Commis- sion^s Court in Boston the plantiff wthdrw his Accoⁿ

wardell Con^{ra} Pittam

Elizabeth wardell plt Conta J^{no} Pittam in an Action of Appeal from the Judgm^t of y^e Commision^s Cour^t the plant wthdrw y^e Accoⁿ:

Edward Allen plan^t Con^{ra} Asaph Elljot defend^t in an Action of Appeale from the Judgm^t of the Comissione^s Court held in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in y^e Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found a speciall virdict i e if the law be that the Appellants appearing & Joyning Issue as Adm[ini]strato^r to Abraham Spencer deceased & no other testimony to vs Appearing to proove him so be sufficient to make him liable to y^e former Judgment as Adm[ini]strator then wee find for

Allin Conta: Elliot

the deffend^t Confirmation of the form^r Judgment wth costs of Courts If the law be otherwise wee find for y^e Appellant ReUding the former Judgm^t wth Costs of Courts — the Bene[h] finds for y^e defend^t Confirmation of the forme^r Judgmen^t wth Costs of Courts damage sixe pounds eighteen shillings & eight pence mony & Costs 29^s 10^d. =

Joseph Homes plan^t Conta Ann sheffield als Homes Cont^a Sheffield
Perry defend^t in an Action of Appeale from the Judgmen^t of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file || wth the Records of y^e Court || the Jury brought in their virdict 2^d Jur
they found for the defendant Confirmation of the Edw. willy * forem^a
form^r Judgm^t wth Costs of Courts y^e plaintiff Attainted the Jury for error

[183]

1684

and the said Joseph Homes principle [in] twenty pounds & Joseph Webb and John Bake^r in tenn pounds apeece acknowledged themselves respectively bound in those sums to the Treasurer of the Country & party Concerned that Joseph homes shall prosecute his Attaint to effect at the nex^t Court of Assistants to effect =

Samuel Apleton Jun^d plan^t Con^a Thomas Marshall Apleton Con^a Marshall
defend^t in an action of Appeale from the Judgmen^t of the County Court at Salem: After the Attachmen^t Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read & Comitted to the Jury they brought in their virdict they found for the defend^t Confirmation of the forme^r Judgm^t & Costs of Court forty sixe shillings & two pence =

W^m Dyre Esq^r || pln^t || Con^a Elisha Hutchinson Esq^r deffend^t in an Action of Appeale from the Judgment of the County Court last in Boston After the Attachment Courts W^m Dyre Esq^r
Conta Elisha
Hutchinson Esq^r
Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the defendant Confirmation of the forme^r Judgment & Costs of Courts the plaintiff desired his bond might be chanceried The Court hauing heard the plaintiff & defend^ts pleas as to the Chancering of the

* Or Wills.

bond did chancery it to sixty-eight pounds five shilling^s & tenn pence money & Costs of Courts two pounds sixteen shillings & six pence.

Samuel Ingolls plain^t Conta Thomas Bishop deffend^t in an action of Appeale ¶ from the Judgment of the County Court at Salem ¶ After the Attachment Courts Judgment Reasons of Appeale & evidences in the

Case produced were Read Comitted to y^e Jury & are on file two of y^e Jury being Ill plaintiff & deffend^t Consented to stand to y^e tens Award y^e plaintiff provided

it might be no prejudice to his Case as to after proceedings & so the Jury brought in their virdict i : e If the law be y^t the Affirmation of the ~~defendant~~ Appellant and the testimony of samuel Bishop to proove the payment of the Appellants rent for seven yeares payable to John Bishop and Thomas Bishop their heires and Assignes vnto them or either of them the sume of twenty one pounds tenn shilling for the first yeare and so Annually vnto the end of seven yeares payable at the house of Samuel Bishop and by the affirmation of Appellant and the testimony of the sajd Samuel Bishop wherein he saith that sixe pounds tenn shillings paid in mault which was the Remainde^r of Rent remayning of all the rents & payments that Concerned Samuel Ingolls lease which was Given him by John & Thomas Bishop for seue[n] years discharge the Appellant — or if the law be that the sajd Samuel Ingolls be l^jable to the Suite of Thomas Bishop for the sajd seven yeares Rent wthout John Bishops Joyning with him if not, wee finde for the Appellant Reu^sing the former Judgment wth Costs of Courts If the law be otherwise wee finde for the defend^t coufirmation of the former Judgment wth Costs of Courts * The magis^{tr} on pervsall of this virdict doe Judge & declare for the Appellant Reu^sion of the forme^r Judgment & Costs of Courts — After the Case was heard & Judgment declared on the

[184]

1684

the† behalfe of the Appellant Samuel Ingolls reuersing the forme^r Judgment & Granting Costs to s^d Ingolls, the sajd Ingolls & Thomas Bishop both in open Court to prevent execution Issuing out, and for prevention of future trouble in law did Agree as followeth: The sajd Ingolls for peace sake doth engage to beare his oune Charges which he

* The language of this verdict is not clear, but the record agrees with the original verdict on file. (See Court Files, Suffolk, No. 2243.)

† "the" repeated in the record.

is out in prosecution of the Case from the begining
 the said Thomas Bishop is also to beare whateuer
 Costs he hath binn at about said Case = further the
 said Ingolls is to giue || bill || to said Thomas Bishop of tenn pounds
 in Currant neat Catle Corne or porke to be deliuered at the house
 where said Bishop^s Brother djed jn Ipswich: vpon the giving of his
 bill the said Thomas Bishop doeth hereby give the said Ingolls a Re-
 ceipt & full discharge of the whole seven yeares Rent sued for, acquit-
 ting not only from himself but from the successo's of his Brother John
 Bishop who is in the originall lease mentioned as one of the lessor's of
 the said farme which ljes in Ipswich And It is mutually Agreed that
 the bill of tenn pounds as aboue being given by Ingolls to Thomas
 Bishop then the said Ingalls may wth leaue of the County Court for
 Essex take vp the originall lease as is there lodged whereby a future
 tryall or trouble about y^e seven yeare^s Rent sued for may be prevented;

Ingolls & Bishop^s
 Agreement =

Tho: Bishop
 Samuel Ingolls

Boston 11 Sept 1684 This agreement
 was signed and the bill was ouned to be
 giuen accordingly in Court the day &
 yeare aboue said as Attests

Edward Rawson Secre^{ty}

Samuel Bishop plaintiff Contr^a. Josiah Clarke
 deffendant in an action of Appeale from the Judg-
 ment of the County Court at Salem After the Attachment Courts Judg-
 ment Reasons of Appeale & evidences in the Case produced were Read
 Comitted to the Jury and are on file wth the Records of this Court the
 Jury brought in their virdict they found for y^e defendant Confirmation
 of the forme^r Judgment & Costs of Court

Bishop Contr^a Clarke

This Court was Adjourned to the tenth Instant at 8 of y^e clock &
 from thenc diem p djem till y^e 19th & then to the 20 & thenc to the
 25th of September 1684 =

W^m Dyre Esq^r exhibbited to the Honno^{ble} Go^ono^r A large libell
 or Articles on 4th Instant ag^t Cap^t michael Andreason [Comma]nde^r
 of the ship Triumpue[z] & his Com[pan]y e^r wch the Gouverno^r Com-
 [mun]icated After some Consideration to the magists & Court who
 Considering thereof as the Courts Occasions would pmit the Court being
 Adjourned from time to tjme as Aboue at y^e Adjournm^t on 19th Instant

Judged it meete to grant y^e Request of said Capt michael Andreson, orde^d y^e secretary to Grant him a Coppy of said large libell to give their Answe^r thereto in the morning at 8 or 9 of y^e clock to wch time the Court was Adjourned wch was don & 20 Instant said Michael Andreson Came & gaue In his Ans^r & se^ull depositions e^r

& on 26 Instant to
wch time y^e Court
was Adjourned
day by day
The examinations &
Courts observations
thereupon is on file =

The Cour^t hauing examined the spanish wittnesses
who much Contradicting their oune oaths the Courts
Judgment was e^r

The Court hauing perused the
spanish euidences || e^r || finding the persons
thervnto Attesting to be [s]paniards now

[185]

1684

the enemys of the french king and his subjects & Captaine michael Andresons prisone^rs, and that what is contejned therein is almost in euery Artickle very false, as Appeares by Comparing this with what was taken from their oune mouthes in their oune language in open Court by m^r John Champlyn & D^r Hughes their Interprete^rs no[w] on file doe Judge that either their former Interpreter (if they had any) was not ~~faith~~ || skill || full in their language or that the spanyards did sweare very falsly, and that therefore their oathes ought not to haue binn affixed to this paper nor any Credit to be given therevnto as such and doe further orde^r that this be endorsed vpon the originall taken by m^r faireweather — wch is donne = The Judgment of the Court Whereas W^m Dyre Esq^r presented to this Cour^t a large Accusation or lybell against Cap^t michael Andreson & Company who is now in this Port with his ship Called the Trampeuz being Admitted by this Gouvernmen^t to Come In heere to fitt his ship he declaring he was a man of warr in the french kings Service whom the said Dyre Accused of Pyracy and presented testimonjes now on File which this Court hath examined and Considered as also the Answe^rs testimony^s and Comission presented by said Andreson; And upon the whole the Court sees no ground to put said Andreson upon trjall for Piracy and doe Allow him liberty to proceed on his buisniess; requiring him with all Convenient speed to depart out of this Port according to his Majesties Proclamation; And not to Carry with him any Amunition out of this Colony nor take on board more prouissions then shall be necessary for his transportation to his Commission port = past 25: 7: 84 p Curiã Edwd: Rawson secret

In Answer to a Complaint exhibited by Cap^t Jonathan wade to this Court wth Reference || y^e actings of y^e County Court of Essex in order || to the last will of his ffather m^r Jnⁿthan ^{9 Sep^r 84} wade deceased & the settlement of his estate, It is ordered by this Court that s^d Cap^t wade || giving || vnder his hand in writing the prticulars wherein

[186]

1684

he Judges that the County Court of Essex hath donn him wrong his Appeale made to this Court shall be fully heard and Considered. By y^e Court Edw^d Rawson secret

In Answer to the petition of m^r Jonathan wade It is Ordered that the Secretary write to the clarke of Salem County Court forthwith to remitt and send to him all the originall petiçons orde's wills and othe^r pape's in his hands forme'ly deliuered into that Court from any of the sonn's of the late m^r Jonathan wade of Ipswich. This Court hauing heereby ordered a hearing of the Case on Appeale At the Adjournmt of this Court to be held in Boston on the 17th day of october^r next at one of the clocke at wch time & place the Aboue sajd m^r Jonathan wade & his brethe'n are ordered to be sent vnto to be present & Attend their Concernes therein. =

past Edw. Rawson Secre^t

Cap^t Jonathan wade hauing at a former session of this Court p'sented his Complaint against the Acts of the Court of Essex relating to the estate of his father m^r Jonathan wade deceased and in that desired that an hearing might be allowed him in that matter at this Court the Court for that end was Adjourned to this day to heare him & ordered that the sajd Jonathan & his other Brothe's m^r Nathaniel & m^r Thomas wade^s appearance & the originall pape's || to be || remitted ~~hither and~~ to this Court || By the Clerks of the County courts of Essex w^{ch} wⁿ it was done and the papers remitted hither & * || Cap^t wade ordered to proceed ; He refused to make any plea and sajd he desired not an Appeale in the Case, But that the first will of his father (which was denied by the Court to be accepted as his fathe's will) might without any alteration be deliuered to him ; which this Court see^s no Cause to grant without an hearing, and therefore all partjes Concerned are dismissed,

At y^e Court by Adjourn^t 17 october^r
1684

* These twenty words, between the upright parallels, are in the margin of the record and in a different hand, apparently that of Isaac Addington, the successor of Secretary Rawson.

And the Secretary is hereby ordered to returne to the seuerall Clarkes of the County Courts of Essex all the Individuall orde's, pape's & originalls or Coppies that were by the sajd Clarkes transmitted to him

[187]

present
Symon Bradstreet
Esq: Go

Tho Danforth Esq:

deput Go

Daniel Gookin

Humphry Davy

John Richards

Sam. Nowell

James Russell

sam Apleton

Robert Pike

Elisha Cooke

W^m Johnson

Elisha Hutchinson

samuel || Sewall ||

— — —

persons Returnd to

serve on y^e Grand

Jury & sworne

Left sam: Ruggles

Joseph How

Jn^e scarlet

James Hill

James Pecker

Richard Hall

Isack Jones

Timothy Steevens

Richard Loudon

Jn^e Call

david f[il]ke

Robert Herrington

Tho flegg —

— — —

person: Returnd to

serve on the Jury for

Attaints & sworne

— — —

Cap^t Ephraim Sau-

age

Symon Daniel

Isack marrjan

Josiah Torrey

Samuel Bignell

Samuel Greene

Sam^l symson

James ffoster

sam. Capen

Joseph Leeds

Robert Pairpoint

Att A Court of Assistan's held at Boston 3^d march
1684

Edmond Perkins plaintiff on Attaynt Con^a John ffenno defendant in ^A Action of Appeale from the Judgment of the last court of Assistants from the virdict of the Jury whereof * was foreman After the Courts Judgment Reasons for y^e Attaint & evidences of the Case produced were Read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for y^e deffendant Confirmation of the former Judgment & Costs of Courts, 3, 13^s & Costs of Courts fowe^r pounds 3 shillings & sixepence † fil. p^d

Joseph Homes ptiff in an action of Attaint from the virdict of the Jury whereof * was foreman Con^a Ann Sheffield alj^s: Perry de After the Courts Judgmen^t Reasons for Attaint & other evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgment & Costs of Courts

Jn^e Bake^r plaintiff in an Action of Attaint from the virdict of the Jury whereof * was foreman || con'a Roger Addams deffend^t ||. After the Courts Judgment Reason^s for Attaint ~~& other evidences in the Case produced were read~~ the plaintiff was 3 times Called but not Appea[ri]ng was non suited & his bond declared to be forfeited =

Tho Baker plaintiff Conta W^m Condy defendant in an action of Appeale from the Judgment of the

* Left blank in the record.

† So in the original.

County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court y^e plaintiff wth drew his Action by his not Answering to his Call =

samuel Crafts
Benja Sabjn
Ralph Broadhurst
Jⁿ Grauesner
Tho Jenner
Tho Lord
Sam Gookin
Ebenez^r wisewall
Nicholas Englesbe
Jⁿ Parkhurst
Tho. wilson
John knight
samuel scarborough
— — — —

John Griffyn plaintiff Con^a Joseph knight deffend-
ant in an action of Appeale from the Judgment of the
County Court in Boston After the Attachmen^t Courts
Judgment Reasons of Appeale & other evidences in
the Case produced were read Comitted to the Jury and ar on file the
Jury brought in their virdict they found for the plaintiff Reuersion of
the former Judgment & Costs of of Court wch by Consent of Xtophe^r
webb Attorney to s^d Griffin was brought on chancery of y^e bond in all
to six pounds & filing 2^s

[188]

1684

Jn^e Norman plaint Cont^a Benja: Orne deffend^t in
an action of Appeale from the Judgment of y^e County
Court at Salem after the attachm^t Courts Judgment Reasons of Appeale
& evidences in the Case produced were read Comitted to the Jury & are
on file wth the Reccords of this Court the Jury brought in their vir-
dict they found for the deffendant ~~reversion~~ || confirmation || of the
former Judgment & Costs of Courts ~~three~~ || two || pounds nineteen
shillings & 8^d

Norman Con^a Orne

ffrancis Wyman || plt || Conta Henry sumers de-
fend^t in an Action of Appeale from the Judgment of
the County Court at Cambridg after the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury & are on file wth the Reccords of this
Court the Jury brought in their virdict they found for the plaintiff
Reuersion of the former Judgm^t & Costs of Courts e^r five pounds two
shillings & ten pence

wyman Against
sumers

Thomas Baker plaint Conta Thomas & Joseph
Pemberton defend's in an action of Appeale from the
Judgment of the County Court in Boston After the
Attachment Courts Judgment Reasons of Appeale &
other evidences in the case produced were read comitted to the Jury &

Baker conta Tho &
Jose pemberton
exeouti: Issued
out

are on file wth the Reccords of this Court the Jury brought in their virdict they found for y^e plaintiff Confirmation of y^e former Judgment on shilling* Addition & costs of Courts; damage & costs in all eight pounds fowe^r shillings & Sixe pence

Samuel Jackljn plt Conta Thomas Pemberton
 Jackljn Conta Pemberton deffend^t in an Action of Appeale from the Judgm^t of the County Court in Boston After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reuersion of the former Judgment || & || ten pounds fueteen shilling || mony || damage & costs of Courts fower pounds eighteen shilling^s & fowe^r penc †

Jn^othan dawes plt Con^{ra} Henry Petit deffend^t in
 Dawes ag^t Petit an action of Appeale from the Judgm^t of the Commission's Court the plaintiff wthdrew his Accon

m^r Edward will[is] plt Conta Cap^t Ephraim Sauage deffend^t in an
 m^r Edw^d will[is] †
 Con^t Cap^t Sauage. = action of Appeale from the Judgment of the County Court in Boston after the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the deffend^t Confirmation of the former judgment & costs of Courts thirty nine shilling^s & 4^d in all

Tymothy Brookes plt Conta Benjamin Muzzey
 Brookes Conta Muzzey deffend^t in an action of Appeale from the Judgment of the County Court at Charlestown after the Attachm^t courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file with the Reccords of this Court the Jury brought in their virdict they found for the defend^t Confirmation of the forme^r Judgm^t wth [tenn] pounds Abatement & Costs of Courts

* At the County Court the verdict was for Baker for 5s. Baker appealed from that verdict.

† At the County Court the verdict was for the defendant, Pemberton, costs of court, the suit being for £10 16s damage.

‡ Or Willy. It is Willys in the County Court Record.

[189]

1684

Jn^o Endecott Attorney to John Roberts * plt
 Con^{ta} Jn^o Heyward Attorney to John Coleman [plain-
 tiſſ Conta John Heyward & †] defend^t in an action of
 Appeale from the Judgmen^t of the County Court in Boston after the
 Attachmen^t Courts Judgmen^t Reasons of Appeale & evidences in the
 Case produced were read Comitted to the Jury and are on file the Jury
 brought in their virdict they found for y^e defendant Confirmation of
 the forme^r Judgment & Costs of Courts thirty nine shillings = damag.
 32. 16. ‡ 6: in all 34 16. 6.

Endecott conta
 Heyward.

Robe^t Bronsdon pl^t Con^{ta} Jn^o Conney || sen || defend^t in an Action
 of Appeale from the Judgmen^t of the County Cour^t in Boston after
 the Attachm^t Courts Judgment Reasons of Appeale &
 evidences in the Case produced were read Comitted
 to the Jury & are on file wth the Reccords of this
 Court the Jury brought in their virdict they found for y^e defendant
 Confirmation of the former Judgment & Costs of Courts fueteen
 shillings & sixe pence =

Bronsdon Con^{ta}
 Coney

Jn^o Marrian Administrato^r to y^e estate of y^e late Tho Batt plan
 conta m's mary Lake widow executrix eſ in an Action
 of Appeale from the Judgm^t of the Comission's Court
 after the Attachment Courts Judgment Reasons of
 Appeale & evidences in the Case produced were read Comitted to the
 Jury & are on file the Jury brought in their virdict they found a spe-
 ciall virdict If a dead man^s bookes well kept be legall we find for y^e
 deffend^t Confirmation of the forme^r Judgment & Costs of Courts if not
 then wee find for the plaintiff Costs of Courts the magists voted for y^e
 plaintiff.

Marian Con^{ta}
 Lake

Benja ffarr plt Con^{ta} Josiah witter deffend^t in an
 Accon of Appeale from the Judgment of the County
 Court at Ipswich the plt desiring & pleading for a non suite because
 the letter of Attorney was not proved the Court on hearing of the
 parties granted the plaintiff a non Suite wth Reuſion of the forme^r

ffarr Con^{ta} witter

* Joseph Roberts in the County Court Record.

† These five words are superfluous, as appears by the description of the parties in the County Court Record.

‡ 17 in the County Court Record.

Judgment in the Case wth Costs of Courts fuetty one shilling & sixe pence

Tristram Coffyn Atturney to Peter Coffyn plant
 Peter Coffin Cont^a Conta Symon Bradstret Esq^r Go^ono^r deffend^t After
 Symon Bradstreet the Attachmen^t Courts Judgment Reasons of Appeale
 Esq^r & othe^r evidences in the Case produced were read
 Comitted to the Jury & are on file wth the Records of this Court the
 Jury brought in their virdict they found for the deffendant Confirmation
 of the forme^r Judgment & Costs of Courts

Symon Bradstreet Esq^r plt Conta Peter Coffyn defendan^t in an
 action of Appeale from the Judgmen^t of the County Court in Boston
 after the Attachmen^t Courts Judgmen^t Reason^s of Appeale & evidences
 in the Case produced were Read Comitted to the Jury & are on file wth
 the Reccords of this Court the Jury brought in their virdict they
 found for the defendant Confirmation of the former Judgment & Costs
 of Courts

Richard Dawes plaint Conta Georg newby In an action of Appeale
 from the Judgment of the County Court in Boston the plantf wthdrew
 his Accon being Agreed

[190]

1684

John Atkinson plt Conta mathew mille^r defendan^t in an Accon of
 Appeale from the Judgmen^t of the County Court at
 Atkinson Conta Salem after the Attachment Courts Judgment Rea-
 miller ~ sons of Appeale & evidences in the Case produced
 were read Comitted to the Jury & are on file wth the Records of this
 Court the Jury brought in their virdict they found for the plaintiff re-
 uersion of the former Judgm^t & Costs of Courts three pounds fve shil-
 lings & sixe pence

Joseph Homes plant Contra James Russell esq^r
 deffend^t In an Action of Appeale from the Judgment
 Joseph Holmes of the County Court in Boston After the Attachm^t
 Cont^a James Courts Judgmen^t Reasons of Appeale & evidences in
 Russell esq^r the Case produced were read Comitted to the Jury
 ten pounds [18^s] and are on file wth the Records of this Court the Jury
 country pay & 28^s brought in their virdict they found for the defend^t Confirmation of
 7^s. 6^d mony

the forme' Judgm' & Costs of Courts forty [9^s] 4^d in all forty one pounds 14^s 6^d =

Samuel Gibson plt Conta Christophe' Read deffend' In an action of Appeale from the Judgm' of the County Court at Cambridg: After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff reuersion of the former Judgment & Costs of Courts fuetty shillings 6^s

Gibson Conta Read

Georg Norton plaintiff Con^a John Plaisted in an Action of Appeale from the Judgment of the County Court at Boston afte' the Attachment Courts Judgmen' Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgment & Costs of Courts thirty one shillings & nine pence

Norton Conta
Plaisted

m' Richd wharton m' Hezekiah vshe' Daniel Turel Jun & Jn^o white pl' Conta Joseph Smith defend' in An Action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file they brought in their virdict they found for y^e deffend' Confirmation of the form' Judgm' & Costs of Courts this Judgm' Respited till y^e Adjournm' of y^e Court i e 19th instant 6^s

Wharton 6^s Conta
Smith

Hannah Armetage Came into this Court ^ made choyce of John ffloyd of Rumley marsh to be hir Guardian The Court orde's & Alloues of hir choyce of of Jn^o ffloyd to be hir Guardian as Attest Edw Rawson Secr

Hannah Armitage
Guardian

[191]

1684

Wee the Grand Jury for our Soueraigne Lord the king doe p'sent and Indict John Dounton son of w^m Dounton of Salem in the County of Essex for that he the sajd John Dounton no^t hauing the feare of God before his eyes & being Instigated by the diuill on the 29th octobe'

last did wickedly maliciously & feloniously murder Rebeckah Booth by discharging a Gunn in the house of Jn^o Hende'son of said Salem Contrary to the peace of our Soueraigne Lord the king his Crowne & dignity the lawe of God & of this Jurisdiction title murder. — the Grand Jury found not this bill but ~~found~~ ¶ Indict & present ¶ him the said John Dounty * of Salem for chance medly by Careless discharging of a Gunn was the death of Rebecka Booth. — The Court considering of this virdict did sentene the said John Dounton to pay vnto the Parents of the said Rebecka Booth the sume of five pounds in mony & that he pay tenn pounds mony as a fine to the Country or be whip^d wth fiueteen stripes publickly at Salem on the nex^t lecture day paying also all charges of prosecution & ffees of Court standing Comitted till this sentence be performed — wch his father w^m dounton vnde'took & obliged in open Court — This Court was Adjourned to y^e 19 Instant & yⁿ mett.

In Answer to the petition of m^r Richard wharton m^r Hezekiah Vsher John white and ~~John~~ Daniel Turell Juⁿ humbly desiring in their Complaint that the bond betweene them and Joseph Smith might be chancerjed The Court doe chancery thir bond of eighty pounds to sixty pounds money and in Answer ¶ to their ¶ crauing further remedy against the wrong and Injustice to them susteyned by said Smith & Complices with Refferenc to the Dowboy of Gold This Court do order that the said ¶ Ri^d ¶ wharton and partne's giving one hundred and twenty pounds bond to prosecute their Complaint against the said Smith & Complices at the nex^t County Court at Boston & so from Court to Court vntill a legall end be put therevnto, In the meane tyme execution vpon the aboue said Judgment shall be respitted

per Curiam Edw. Rawson secret

This aboue written orde^r was published in open Court as Attests
E. R. S.

[192]

And the said m^r Richard Wharton Hezekiah Vsher Daniel Turell Juⁿ & John white Acknowledged themselues theire heires *es* Jointly and seuerally bound in one hundred & twenty pounds to Jame^s Russell Esq^r Treasure^r *es* and to the partjes Concerned that they shall & will performe the aboue written orde^r in all respects — this donn 19th march 1684 attests

Edward Rawson secret

* Error of the record for "Dounton."

Att A Court of Assistan's held at Boston by the Go^ono^r & Compn^r of the Massachusetts Bay in New England the first day of Septemb^r 1685

The Grand Jury brought in their Indictments & presentments y^t of Jn^othan Gardiner they found him not Guilty & the other two of Vrijah Cloemen's y^t forme^rly named himsell Ball they left to trjall &

present
Symon Bradstreet Esq^r Go^o
Tho Danforth Esq^r dep^t Go^o
Daniel Gookin sen^r Esq^r
w^m Stoughton
Nathaniel Saltonstall
Humphry Davy
John Richards
Samuel Nowell
James Russell
Samuel Apleton
Elisha Cooke
w^m Johnson
Jn^o Hathorne
Elisha Hutchinson
Samuel Seawall

Esqs

mary Peacocke wife & Attorney to sam:
Peacock now p^resent plaint contra w^m Pen || def. || in an action of Appeale from the Judgment of the County Court in Boston. After the Attachment
1 Ju Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Record^s of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme^r Judgmen^t i e possession of the House & land sued for & Costs of Courts forty seuen shillings & eight pence

persons Returnd to
serve on the Grand
Jury & were sworne
were

Cap^t Jn^o Holdbrooke
Nathaniel Greene
Abell porter
James whetcombe
Richd Daury
Tho Leighton
Caleb Hubbard
Daniel Preston
Jn^o mayho.
w^m Goddard
w^m Bond
Randall Nicholls
Elijah Row
Joshua Beale

John Norman plt Con^{ra} Benja: Orne deffend^t in an Acton of Appeale from y^e Judgment of the County Court at Ipswich After the Attachment
1 Ju. Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendan^t Confirmation of the forme^r Judgmen^t & Costs of Courts forty eight shillings & three pence:

Benj^a Rice plt Con^{ra} m^r W^m Avery deffendant in an Acton of Appeale from the Judgment of the Comissione's Court in Boston after the Judgment Attachment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file || wth the Records of this Court || the Jury brought in their virdict a speciall virdict y^t if the [y^e] plts not denying his hand in the Comissione's Court be in law sequi[u]olent || to || an owning of ~~his hand~~ || it || then wee find for y^e defend^t Confirmation of the forme^r Judgmen^t & Costs of Courts if no^t then for

2 Ju

y^e plaintiff reue'sion of the forme' Judgment & Costs of Courts the Bench determins for the deffendant & Granted him his Costs of Courts

W^m Gilbert plaint Con^{ta} Bartholmew Gidney Esq^r Attur[ney]
deffend^t In || an || Accon of Appeale from the Judg-
2^d Jur ment of the County Court in Salem After y^e Attachm^t
Courts Judg^t Reason^s of Appeale & evidences in the Case produced were
read Comitted to the Jury and are on file the Jury brought in their
virdict they found for the plaintiff reuercon of the forme' Judgment
& costs of Courts two pounds thirteen shillings & sixe pence

[193]

1685

persons Returnd
to serve on y^e 1st
Jury for Appeales
life limbe c^r &
sworne were

— — —
m^r stephen french
Henry Bartholmew
Jⁿ fuller Lynn
Peter Lyon
Jⁿ Dauls
Isack Brookes
Jⁿ Sawin
Phineas sprague
steeven payne
Jⁿ than Preston
Richd stowers
Nathaniel Thajre

— — —
persons Returnd
to serve on y^e 2^d
Jury for tryalls
of Appeales for
life limbe c^r
Sworne

— — —
m^r w^m Clarke
Nathaniel willjams
2^d for † m^r Edw^d
Broomfeld
Benja Walker
Jⁿ fuller Cam. §
Antho Sprague
Jⁿ Baxter
James Bird
Isack Newell
Tho fuller woo †
w^m Ranson

Joseph Lee plt Con^{ta} Jn^o waingright * deffend^t in
an Acton of Appeale from the Judgment of the County
Court at Ipswich after the Attachment Courts Judgm^t
reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury & are on file wth the
Records of this Court the Jury brought in
their virdict they found for the plaintiff 2^d Ju:
an abatement of the former Judgment
fowe' pounds three shillings & sixe pence & costs of
this Court wch was thirty fowe' shillings: & on his
peticon the Judgm^t & execution therevp^o was Respitted
for 3 months from y^e day 8 † of Sep^r 85

Benjain marshall plt Con^{ta} Jn^o Cogswell deffend^t
in an action of Appeale from the Judg- 1 Ju
ment of the County Court at Salem After
the Attachmen^t Courts Judgmen^t Reasons of Appeale
& evidences in the Case produced were read Comitted
to the Jury & are on file wth the Reccords of this
Court the Jury brought in their virdict they found for
the deffend^t Confirmation of the form^r Judgmen^t &
Costs of Courts two pounds five shillings. —

Samuel Jackljn plt Conta Thomas Parris defend-
ant in an action of Appeal from the Judgment of
the County Court in Boston After y^e Attachment
Courts Judgment reasons of Appeale & evidences

* Wainwright?

† Changed from 3.

‡ Foreman.

§ Cambridge.

¶ Woburn.

^{2d}
 Ju: in the Case produced were read Comitted to y^e Jury & are on file wth the Records of y^e Court the Jury brought in their virdict they found for y^e plaintiff reuersion of the forme^r Judgm^t & Costs of Courts forty nine shillings — exec Issud out 7 7b^r for 2: 9^s.

Jn^othan Phillips
 Jn^othan Bridgham
 instd of m^r Clark
 when [list]

Samuel Gibson plaintiff in an Action of Appeale from Cambridge Courts sentence After the Courts sentenc & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff Reu^erecon of the Courts sentenc

Amo^s Marret p^t Con^{ta} Ephraim Cutter defend^t in an Action of Appeale from the Judgm^t of the County Court at Cambridge After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict i e If a person^s oune evidence & wounds wth other evidences that thinke they heard y^e pson y^t is wounded Cry out be evidenc in law then y^e Jury finds A Confirmation of the forme^r Judgm^t or sentenc If not evidenc in law then the Jury finds a reuersion : of y^e former sentence. The magis^{tr} determines for y^e Courts sentence —

1st
 Ju

Jn^o Trayne plt Conta Samuel Barnard deffend^t in an action of Appeale from the Judgm^t of the County Court at charlsToune After the Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the plaintiff Reu^esion of the forme^r Judgm^t & Costs of Courts || in all || fowe^r pounds fowe^rteen shillings & fowe^r penc

Trayne ag^t Barnard
 25 at Camb. & costs
 vide 198 p.

Bethy Arche^r wife & Attorney to hir husband Jn^o Arche^r c^r p^t Conta Benja Pickmand defend^t in an accon of Appeale from the County Court at Salem afte^r the Attachment Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read objections made ag^t the pcesse the Court declared that there was no legall process & Granted y^e plaintiff hir Costs two pounds tenn shillings and fowe^r pence —

[194]

1685

Joseph Boober Conta Richard Douning deffendant
 2^d Ju in an Accon of Appeale from the Judgment of y^e
 Boober Conta Down- County Cour^t at Salem after the Attachm^t Courts
 ing Judgment Reasons of Appeale & evidences in the Case
 produced were read Comitted to the Jury & are on file wth the reccords
 of this Court the Jury brought in their virdict they found for the
 deffendant Confirmation of the forme^r Judgmen^t & Costs of Courts one
 pound nine shillings & tenn pence

Daniel Hitchins plt Conta Tho: Browne deffend^t
 2^d Ju in an action of Appeale frō the Judgmen^t of the County
 Hitchins ag^t Browne Court at Ipswich After the Attachment Courts Judg-
 ment Reasons of Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file wth the Records of this Court the
 Jury brought in their virdict they found for y^e pltff
 Courts order to de- Reuision of the former Judgm^t & Costs of Courts three
 tayne e^r pounds fve shillings & six pence The Court ordered
 tha^t execution Gon forth in y^e Case being suruptitiously obteyned shall
 be respitted & Returnd to y^e secre^tary on 2^d day nex^t & deteyned till
 y^e Courts further ord^r (y^e origina^l Bond sen^t for & Returnd =

m^r Peter Sarjan^t & Elisabeth his wife pltff Conta m^r Henry
 Shrimpton || one of y^e executo's e^r || deffend^t In an Action of Appeale
 from the Judgment of the County Court in Boston
 2^d Ju After the Attachm^t Courts Judgment Reasons of
 Sarjan^t Conta Shrimpton. Appeale & evidences in y^e Case produced were read
 Comitted to the Jury & are Remayning on file with
 the Reccords of this Court the Jury brought in their virdict they
 found for the defendant Confirmation of the forme^r Judgments & Costs
 of Courts

m^r Samuel Apleton Ju^d pltf Conta Henry Roads
 1st Ju defend^t in an Action of Appeale from the Judgment
 Apleton Conta of the County Court at Salem After the Attachm^t
 Roads Courts Judgmen^t Reasons of Appeale & evidences in
 1 Acti: the Case produced were read Comitted to the Jury & are on file wth the
 Records of this Court the Jury brought in their virdict i.e If y^e law
 Gives powe^r to a single magistrate to trye title of land & Giue damage

|| in || an action of trespass when both parties claime title then wee find for the deffendant Confirmation of the forme^r Judgment & Costs of Courts If the law gives no such powe^r then wee find for the plaintiff reuersion of the forme^r Judgm^t & Costs of Courts — the Bench determined for the plaintiff seven pounds nineteen shillings & eight pence costs

m^r Samuel Apleton plt^t Conta Henry Roads deffend^t in an Action of Appeale frō the Judgment of the County Court at Salem after y^e Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict a speciall virdict in y^e same words as aboue the bench as aboue determined for the plaintiff & gted him his Cost seuen pounds eighteen shillings & tenn pence

1st Ju:
Apleton Con^{ts}
Roads

Samuel Apleton Con^{ts} Samuel wakefeild deffend^t at a County Court held at Boston from the Comissioⁿs in An action of Appeale after the Attachment Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found for the Deffendt Confirmation of the form^r Judgm^t & Costs of Courts

1st Jury

Apleton Con^{ts}
wakefeild

Benjamin Chambe^rlajn plain^t Conta Nathaniell Billings deffend^t in an action of Appeale from the Judgment from the County Court at Cambridg after the Attachment Courts Judgmen^t Reason of Appeale & evidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendan^t Confirmation of the form^r Judgment & Costs of Courts three pounds nine shillings & eight pence

Chambe^rlajn Con^{ts}
wakefeild *

[195]

1685

Samuel Walke^r plan^t Conta Roger vicke^s defend^t || in an Action of Appeale from the Judgment of the comissioners court || After y^e Attachm^t Courts Judgment reasons of Appeale & evidences in the case produced were read Comitted to y^e

1 Jur. & 1. Acc^{ts}

* Evidently an error of the Secretary for "Billings."

vickers ag^t walke^r
as to indent 8th D &
31 : 64 Costs

Jury & are on file wth the Records of this court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts one pound eleven shillings & six pence

Joseph vicke's plaint Con^{ta} Samuel Walke^r defend^t in an Action of Appeale from the Judgment of the Comission's Court After the Attachm^t Courts Judgment reasons of Appeale & eu-
vickers Conta walke^r
for worke —
dences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury found for the deffend^t Confirmation of the forme^r Judgment & Costs of Courts one pound 9^s & dam 30^s

Joseph vicke's plan^t Con^{ta} Samuel walke^r defend^t in an action of Appeale from the Judgment of the Comission's Court after the Attachm^t Courts Judgment Reasons of Ap-
Vickers Conta
Walker
peale & evidences in the Case produced were read Comitted to the Jury & are on file wth ye Records of y^e Court the Jury brought in their virdict they found for the plaintiff^f Reuertion * of the former Judgmen^t & Costs of Courts thirty two shillings & fowe^r pence :

Jonathan^t Hendrick plaint Conta James dauis in an Accon of Appeale from the Judgment of the County Cour^t of Salem† After the Attachm^t Cour's Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court y^e Jury finds for the plaintiff^f Reuersion of the forme^r Judgment & Costs of Courts
2 Jury
Hendrick ag^t Daulis
filings pd.
3 : 4. 6
52 : 10

Thomas Bake^r plaint Conta Edward Hunlocke deffend^t in an Action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to y^e Jury & are on file wth the Records of this Court the Jury found for the deffendant Confirmation of the forme^r Judgment & Costs
Bake^r ag^t Hundlocke
in all
99, 04. 8. exeunt:
Issued out 9. Sep^r
(.85)

* Written over "deffendant confirmation."

† Written over "Commissioners Court." By the papers on file it appears that the appeal was by Jotham Hendrick from the County Court at Ipswich. See Court Files No. 2333.

of Courts, two pounds fowerteen shillings & two pence the Court char-
geried y^e bond to ninety six pounds tenn shillings —

Robe't Pike esq^r plt Conta Nathaniel winsley deffend^t in an Accōn
of Appeale from the Judgment of the County Court at Salem After y^e
Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury & are on file the Jury
brought in their virdict they found for the plaintiff Reuision of y^e
former Judgment & Costs of Courts

Edward Richards Robe't Potter sen^d samuel Johnson Attu'n^{ys} for
y^e Towne of lynn plt conta sam: Apleton Ju^d deffend^t in an Accōn of
Appeale from the Judgm^t of the County Court at Salem After the At-
tachm^t Courts Judgment Reasons of Appeale from the Judgm^t of the
County Court at Salem After the Attachment Courts Judgmen^t Reasons
of Appeale * & evidences in y^e Case produced were read Comitted to
the Jury & are on file the Jury brought in their virdict they found for
the defend^t Confirmation of the forme^r Judgmen^t & Costs of Courts

[196]

1685

Samuel Pearce pl^t Contra Jn^o Haward defend in
an Accōn of Appeale from the Judgment of the Com-
missione's Court In Boston After y^e Attachm^t Courts
Judgment Reasons of Appeale & evidences in the Case produced were
read Comitted to the Jury & are on file wth the Records of this Court
the Jury brought in their virdict they found_A

Pearse Con^{ra} Hay-
ward

Gilbe't Cole plain^t Con^{ra} Joseph Homes defend^t
in an Accōn of Appeale from the Judgment of the
County Court in Boston. After the Attachment
Courts Judgmen^t Reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury & are on file wth the
Records of this Cour^t the Jury brought in their virdict they found for
the defendant Confirmation of the forme^r Judgment & Costs of Courts
thirty seven shillings

Gilbert Cole Con^{ra}
Jo. Homes damg.
10^{li} mony Cost 37^s

Robe't Blood Ju^d plt Conta samuel knight defend^t in an Accōn of
Appeale from the Judgmen^t of the County Court at charlsToune After

* Seventeen words repeated in the record.

Blood ag^t Knight 9th.
2^d . 10
Execution Issued
out 17th Sep^r 85

y^e Attachment Courts Judgmen^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the defend^t Confirmation of y^e forme^r Judgm^t & Costs of Courts seventeen shillings & six pence in all damage 9th. 02 10

Mulligans sentence
to Return to Ireland
wth und^r penalty of
20th

Hugh mulligen plain^t on Appeale from the Judgmen^t or sentenc of the Countty Court in Boston After the Courts sentenc & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found a Confirmation of the County Courts sentenc & costs of Courts i e defray y^e charg of Tryall:

Lilly Cont^a payne

Edward Lilly plain^t Cont^a W^m Payne Blacksmith

In An action of Appeale from the Judgmen^t of the County Court in Boston After y^e Attachm^t Courts Judgm^t Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the defendant Confirmation of the former Judgmen^t & Costs of Courts nineteen shillings & 10^d wth added to y^e damage [mō *] & othe^r Costs in all is twenty seven pounds fiuteen shilling^s 10^d money.

widdow wardell plaintiff Contra m^r Symon Lynde deffend^t in An
widdow wardell
nonsulted

Action of Appeale from the Judgmen^t of the County Court in Boston the plaintiff not Appearing being three times Called was non suited & the bond declared forfeited & defend^t had his Costs sixe shillings

m^r Anthony Stoddard plt Cont^a Humphry Davy esq^r deffend^t in an
Stoddard ag^t
m^r Davy

action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgmen^t reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant costs of Courts †

* Money? The verdict at the County Court was for 26th in money and Costs of Court, 16^s.

† The original verdict on file is "for the deffendant confirmation of y^e former Judgmen^t & Cost of Courts." See Suffolk Court Files No. 2333.

Joseph Hiller plaintiff Contra Francis Burrowes deffend' in an action of Appeale from the Judgment of the County Court in Boston after the Attachment Courts Judgment Reasons of Appeale and evidences in the case produced were read Comitted to the Jury and are on file with the Records of this Court the Jury brought in their virdict they found for the defendant Confirmation of the former Judgment & Costs of Courts

Hiller ag^t Burrowes

p: 201 [Adj]

ordered y^e secretary Issue out warrant for y^e discharge of Jnth Gardiner out of prison he paying the prison fees, y^e Grand Jury no finding y^e bill

[197]

1685

John Saffyn plaintiff Cont^a Stephen Burton deffend' in an Action of Appeale from the Judgment of the County Court in Boston after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file with the Records of this Court the Jury brought in their virdict they found for the defendant Confirmation of the former Judgment & Costs of Courts two pounds two shillings —

Saffyn ag^t Burton
Costs 2^l 2^s 0
memo filing vn^d
2^s 6.

Henry Roads plaintiff Con^a Samuel Apleton deffend' in an Action of Appeale from the Judgment of the County Court in Ipswich after y^e Attachmen^t Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the plaintiff re^usion of the form^t Judgm^t twelve shillings damage & Costs of Courts — forty one shillings 6^s

Roads ag^t Apleton

D^r Phillip Read Con^a michael Bacon deffend' in an Action of Appeale from the Judgment of the County Court at Cambridge after the Attachment Courts Judgment reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the former Judgment & Costs of Courts in all thirty one shillings & fowe^r penc —

Read ag^t Bacon

Costs 31 . 4
fl. 3 . 8 vn^d

wharton Con^{ra} m^r Rich^d wharton m^r Hezekiah Vsher Daniel
 Smith Turel Juⁿ & John white plt Con^{ra} Joseph Smith
 deffend^t in an Ac^{tion} of Appeale from the Judgment
 of the County Court in Boston After the Attachment Courts Judgment
 Reasons of Appeale & evidences in the Case p^{ro}duced were read Com-
 mitted to the Jury & are on file wth the Reccords of
 on his petition both this Court the Jury brought in their virdict they
 executions respitt^d: found for y^e plaintiff^f reuersion of the forme^r Judg-
 10 Sep^r 85 = ment & sixty pounds money damage & Costs of
 Courts seuen pounds seuen shillings & sixe pence =

Saffyn ag^t Baxter Tho Saffyn Con^{ra} John Baxter In An Action of
 Appeale from the Judgm^t of the County Cour^t In
 Boston After the Attachm^t Courts Judgm^t Reasons
 Execution Issued out ag^t Saffyn for of Appeale & evidences in the Case produced were
 7. 5. 4 read Comitted to the Jury & are on file wth the Rec-
 11 Sept 85 = ords of this Court the Jury brought in their vir-
 dict they found for y^e plaintiff^f fowe^r pounds abatement of y^e forme^r
 Judgment & Costs of || ys || Court thirty fowe^r shillings & tenn pence —

Joseph Homes plt Conta Anthony cheeckley In An Action of
 Appeale from the Judgment of the County Court at Boston || e^r ||
 After the Attachment Courts Judgment Reasons of
 Home^r ag^t chickley Appeale & evidences in the Case produced were read
 Comitted to the Jury & are on file with the Records of this Court the
 Jury brought in their virdict they found for the plaintiff^f reuersion of
 the former Judgm^t & Costs of Courts || y^e defendt Attainted y^e Jury 17
 Sep^r 85 for erro^rs & mistakes, gaue In his reasons || Antho checkly as
 principall in sixty pounds & m^r Richard Harris of Braintry & Jn^o.
 Keech of Boston his sue^tjes in thirty pounds apeece mony acknowl-
 edged themselues respectively bound to y^e Tresu^r of y^e Country & party
 Concerned y^t s^d Anthony cheeckly shall p^{ro}secute his Attaint of y^e Jury
 ag^t y^e Jury^s virdict at y^e nex^t court of Assistants whereof * m^r Edw^d
 Bromfeild was foreman

Attest. Edw^d Rawson secre^t

Richard chick plt Conta Edward doe: deffendt in an ac[tion] of
 Appeale from the Judgm^t of † y^e plaintiff^f Appeared no^t
 but sajd y^t y^e partjes were Agreed

* So in the original.

† This space left blank in the record.

[198]

1685

M^rs Hannah Haugh plaint Conta Abraham Hill defend^t in an action of Appeale from the Judgment of the [County] Court at [CharlesToune*] as to the non suite granted ag^t hir. After the Attachment Courts Judgment Reasons of Appeale & evidences produced, — the Court determined for the plaintiff & Granted hir the Costs of this Court and remitted the Case to the former Court to be heard & determined on the originall writt & former entry —

Haugh Conta Hill
fil: 1. 6.

Costs 20^s

Samuel Bernard Complayning that he is in prison vpon execution granted by this Court Against || him || to John Trayne for fowe^r pounds fowe^teene & fower pence It Appearing that the Judgment amoun's to no more than three pounds sixe & fowe^r pence The Court declares the sajd execution voyd & Beⁿard to be released as being falsly Imprisoned / And an execution yet lyes for Trajne for the sajd sume of three pounds six & fow^r pence. — And It is ordered that the Secretary Issue out a warrant to the keeper of the prison at Cambridge to discharge the sajd Samuell Bernard his prison as on y^e execution granted against him on suit of John Trayne which was donn Accordingly

Courts Judgm^t to
Releas Bernard

18 Sep^r 1685

Vriah Cleomen's y^t Called himself by the name of John Ball being presented by the Grand Jury & left to further Trjall was brought out of y^e prison to y^e Barr: was † Indicted by the name of vryah cleoments || e^r || y^t lately Came from England in the Pyneke Adventure John Balston master for that he not hauing the feare of God before his eyes but being Instigated by the devill did vpon the nineteenth day of July last in this present yeare 1685 being the Lords day Comit a Burglary on the dwelling house of Sarah Noyse widow in Boston entring the sajd house stole thence about ninety fiue pounds in money Contrary to the peace of ou^r So^udaine Lord the king the Lawes ‡ of God and of this Jurisdiction to w^{ch} Indictmen^t holding vp his hand at y^e Barr he pleaded not guilty put himself on God & the Country for his Tryall & no^t excepting against any of the Jury Impannelled After his Accusation by James oliuier whose mony It was y^t he stole wth the evidences in the

Cleoments Indictm^t
& sentenc as to m^r
James oliuers Accu-
sat

* Written over "Cambridge."

† Written over "being."

‡ Written over "his Crowne."

Case produced against him were read Comitted to the Jury & are on file the Jury brought in their virdict the prisone^r being at the barr they found him Guilty according to Indictment The Cour^t proceeded to & did sentenc him being so convicted & found Guilty as aboue to be branded wth the letter B on y^e forehead & haue his Right eare Cutt of discharging y^e charge of y^e witnesses tryall & fees & then make treble Restitution to the party Injured & in defect thereof to be

[199]

1685

sold to any of the English plantations —

[Blank space]

Vryah Cleoments that had falsly Called himself by y^e name of John Ball being presented by the Grand Jury & left to further Tryall was brought out of the prison to the Barr & there Indicted by the name of vryah Cleoments &c that lately Came from England in the Pynke Adventure John Balston master for that he not hauing the feare of God before his eyes but being Instigated by the diuill did vpon the twelfth of July last in this p^resent yeare 1685 being the Lords day Comitt a Burglary on the dwelling house of James Pecker housewright in Boston entring the s^d house stole about tenn pounds in money & some Ribbon Contra^y to the peace of ou^r soueraigne Lord the king his Croune and dignity the lawes of God & of this Jurisdiction To wch Indictment holding vp his hand at the Barr he pleaded not Guilty put himself for tryall on God & y^e Country (not excepting against any of the Jury Impaneld) — After the Indictment his Accusation by James Pecke^r wth his y^e sd Cleoments examination^s & euidences in the Case produced against him were read Comitted to the Jury & are on file the Jury brought in their virdict they found him Guilty according to Indictment — The Court proceeded to & did sentenc him to be Againe Branded with the letter B on his forehead & haue his left eare Cutt of discharging the charge of the wittnesses & Tryall & fee^s of Cour^t & then making treble Restitution to the party Injured & on defect thereof to be sold to any of the English Plantations —

[Blank space]

W^m Clapp || marriner || being Comitted to prison on suspition of being Confoederate wth vriah Cleoments alias Jn^o Ball was brought to

y^e Barr & there m^r James olliuer exhibbited his Complaint ag^t him for being confederate wth vriah cleoments in stealing concealing & helping to spend the mony stolne by him out of m^s Noyes her house as p^e euidence & his oune Confession will Appeare: Jn^o Channell is also complajned against on the same effect signed

By James Oliver

wch Complaint being read in Court ag^t sajd w^m Clapp :
he ans^d he was no way Guilty & desired to be trjed by
y^e Jury wch was granted him & After the Complaint &
all the euidences & examinations & Confessions taken

Courts sentence ag^t
w^m Clap & Jn^o chan^{ll}
on Complt of m^r
James olliuer e^r

before y^e Comissione's e^r were read Comitted to the Jury & are on file
wth the Records of this Court the Jury brought in their virdict they found
him the sajd w^m clapp Guilty according to y^e Complaint John * french fore-
man e^r The like Complaiⁿt was Read ag^t Jn^o channell & on like tryall by

[200]

1685

like Jury as in Clap^s in all respects

The Court proceeded to sentenc them the sajd John channon &
w^m Clap for their offences being Convicted & stand Guilty of being
Confederate wth vriah Cleomen's in stealing Concealing & helping to
spend the money stolne from the sajd oliuer out of m^s Noyes hir house
as p^e euidence & their oune Confession to pay tenn pounds a peece mony
as a fine to the Countrey & be Returned to y^e prison there to remajne
for one month & discharging the wittnesses & tryall
& fees of Court then to be dischardged = In Ans^r from 17th Septemb.
to the petiçon of w^m Clapp Its ordered that on his 85
paying his fine & charges of Tryalls e^r he shall be releast his Imprison-
onm^t The like favou^r was granted to Jn^o channell

Joseph Homes Sen^d & Juⁿd principalls being bound ouer wth sue^tjes
that they Appeare at y^e nex^t Court of Assistants to Answer what they
shall be charged with for being present at the expending receiving &
privy to the Concealing of any of the mony stolne out of the house of
m^s Noyce in Boston & abide the orde^r of the Court Joseph Homes sen^d
& Juⁿd were Called & appeared & it being put to them whither they
would be trjed by the Bench or by ~~the~~ Jury, they each after othe^r
refferd themselves to the Bench =

Joseph Homes sen^r was heard & was Admonished for his vncomely
speech abt m^r williams =

* The original verdict on file is signed by "Steph. french foreman."

Jose[p]h Homes Jun^r being Accused to be accessory to the Burglary & Theft Comitted at the house of m^s Noyce by vryah cleoments by his after being at the expence of some of the money & receiving vntold & Concealing a part thereof vntill pursued & challenged by the owno's and ~~taking a part thereof~~ || hauing referred || himself to the Court without a Jury the Cause being heard He is Adjudged to pay tenn markes as a fine to the Country, to suffer foweteen day^s Imprisonment & pay fees of Court prosecution & prison & then be dischardged

In Ans^r to y^e petition of Joseph Homes Jun^r It
18. Sep^r 1685:
is ordered that the said Joseph Homes Jun^r on payment of his fine *℥* be released & dischardged — y^e same fauo^r was Granted to w^m clap & Jn^o channon

The Court Respitted as before the execution in
Courts Adjourn^t 18
Sep^r 85
smith ag^t m^r wharton *℥* & in m^r whartons ag^t m^r
Smith till this Courts Adjourn[ment] to 2^d wednesday
in octobe^r nex^t at one of the clock to wch time this Court was Ad-
journed —

This Court was Adjourned to y^e 14th of octobe^r 85 at one of y^e clock
to w^{ch} time y^e Genl Court had binn Adjourned

[201]

The Court mett at y^e time of Its Adjourn^t 14 of octobe^r 1685 & so
day by day to y^e ending of the session.

m^r Jn^o Bisco Appeared & Complayned agains^t his servant James
farrell with John macolly servant to m^r Joseph sherman that Gott into
the cellar of * Neue^son as in their Confession

[Blank space]

Itt is Ordered that James Pecker shall haue forthwith deliuered
to him out of the mony that vryjah cleoments stole from m^r James
oliuer twenty fve shillings money (the sajd cleoments not only owning
that he did steale Peckers mony but also had about fiuety shillings of
sajd Pecke's mony in his hands and put it into m^r olive's mony) and
also that || i. e. Rob^t Butcher † || the Constable that seized cleoments

* Left blank in the record.

† Written in the margin.

two suites of cloathes hatt stockings shooes silve' Buckles Button shirt & necke clothes & handthecherfs || wth y^e seven shillings y^t Clap borrowed, & two shillings Channon borrowed of s^d cleoments e^r before m's Noy^s hovse was broken up || deliuer them to sajd Pecker the sajd Pecker to pay what is Justly due to Sam Lincolne y^e Taylor

In answer to the motion of Joseph Helljer* The Court chan-
ceried his bond to one hundred & eight pounds mony & Costs of Courts

It is ordered that John Channons fine of tenn pounds be Abated
to sixe pounds

[The rest of the page is blank]

[202]

1685

Att A Court of Assistants held at Boston 2^d
of march 1685

The Grand Jury brought in their present-
ments & Indictments & were discharged.

m^r Anthony Checkley plaintiff in an Action
of Appeale on Attaint Contra [the] y^e virdict of
y^e Jury whereof m^r Edward Bromefeild was fore-
man & ag^t Joseph Homes Defendant After the
Attachm^t the || Courts Judgm^t & || Jury^s virdict &
evidences in the case were read Comitted to the
Jury and are on file the Jury brought in their
virdict therevpon & is on file viz^t they found for
the defendant Confirmation of the former Judgment
& Costs of Courts fower pounds eleven shillings &
sixpence to sajd Homes

Anna Haugh plain^t Con^{tra} Abraham Hill defendan^t
|| In an Action of Appeale from the Judgmt of y^e
County Court at ~~Boston~~ || Cambridge || After the At-
tachment Courts Judgment Reasons of Appeale &
evidences in the Case produced were read Comitted to
Jury & remajne on file wth the Records of this Court
the Jury brought in their virdict therevpon they found

present
Symon Bradstreet Esq^r
Go^o
Thomas Danforth Esq^r
dep Go.

Daniel Gookin
w^m stoughton
Joseph dudley
Humphry davy
John Richards
Sam Nowell
James Russell
Sam: Apleton
Robert Pyke
Eliasa Cooke
w^m Johnson
Jⁿ Hathorn
Eliasa Hutchinson
Samuel seawall

Esq^r

persons Returnd to
serve on y^e Grand
Jury & sworne were

m^r symon Lynde
Rich^d way
Jabez Totman
Henry Leadbetter
Stephen Lincolne
w^m Torrey Jun^r
Andrew Belchar
Joseph kettle
Alexander marsh
Samuel Andrewes
Jⁿ Bright

* See page [196]

Nath Coolidge
James Flood
Nath. Starnes
— — — —

for the plaintiffe reuersion of the former virdict & twenty pounds mony damage & Costs of Courts three pounds eight shillings & 4^d

George Kirbee plaintiff In An Action of Appeale from the Judg^t of the County Court in Boston in octobe^r last after the Attachmen^t Courts Judgmen^t Reasons of Appeale and evidences in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict therevpon they found for the defendant the Reversion * of the form^r virdict & Judgment & Costs of Courts one pound ten shillings & eight pence —

Sarah Barret Plaintiff on Appeale from the sentence of the County Court in Boston After the Courts sentence & evidence in the Case produced were read Comitted to the Jury & are on file the Jury brought in their virdict they found Confirmation of the forme^r sentence 5th fine 6^s †

Sarah ‡ Barret plaintiff on Appeale from the sentence of the County Court in Boston After the Courts sentenc & evidences in the Case produced were read Comitted to the Jury & are on file wth the Records of this Court the Jury brought in their virdict therevpon they found Confir-
mati[on] of y^e sentenc 5th mony 6^s

persons Returnd to
serve on the Jury of
Attaints & Appeales
& for life limbe &
banishmen[t]
& sworne were

— — — —
m^r Samuel phippe
w^m Gilbert
Isayah Toy
Bozoune Allen
Richard Banks
obadiah Gill
Cleomen Coldham
Henry Bowen
Sam Gore
Jn^r Tolman
Ebenezar Billing
w^m Greene
on the other side

m^r Jonathan Corwin Administrato^r to the estate of y^e late Cap^t Georg Corwin plt ¶ In an action of Appeale from y^e Judgment of Salem Court ¶ Conta w^m Dounton & John La[under] defendants After the Attachments Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file with the Records of this Court the Jury brought in their virdict therevpon & found for the deffendants Confirmation of the former Judgmen^t & Costs of Courts three pounds 3^d damage was 12^d A

[203]

1685

Symon Gross
Sam: Holbrooke

George Dauson plt Conta Cap^t Jn^r wing defendant
In an action of Appeale from the Judgment of the

* Written over "Confirmation."

† 6^s written over "& Costs."

‡ Written over "Jonathan." There were two Appeals from the County Court by Sarah Barret.

County Court at Charls Toune after the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict therevpon they found for the deffendant || confirmation of the former Judgment & || Costs of Courts —

George Dauson plt Cont^a George Pite c^r defend-
ant in an Action of Appeale from the Judgment of the
County Court at charls Toune After the Attachment
Courts Judgment reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury &
are on file wth the Reccords of this Court the Jury
brought in their virdict they found for the deffendant
Costs of Courts

Abraham Holman c^r Plaintiff Cont^a nathaniel
Hancock & Jn^o Goue defend^r in an Action of Appeale
from the Judgment of the County Court at charls-
Toune After the Attachmen^t Courts Judgment reasons
of Appeale & evidences in the Case produced were
read Comitted to the Jury & are on file wth the Reccords of this Court the
Jury brought in their virdict they found for the plaintiff reuertion of
the forme^r Judgment & Costs of Courts.

Whereas In the Case betweene Cambridge Selectmen plt & y^e
drumme's of the Toune defendants a testimony hath binn read in this
Court signed & sworne by Jerremiah Holman & Abraham Holman wch
doth appeare to this Court to be very rash & presumptuous & to the
Drume's prejudice in their Case, if false, This Court doeth refer * the
examination thereof vnto the County Court of middlesex & to give
Judgment therein as they shall see Cause

w^m Marshall plt Cont^a W^m marbell deffendant In
an action of Appeale from the Judgment of the County
Court at charls Toune After the Attachment Courts
Judgment reasons of Appeale & evidences in the case
produced were read Comitted to the Jury & are on file
wth the reccords of this Court the Jury brought in their
virdict they found for the ~~plaintiff~~ || defendant || Confirmation of the

Sam. ketle
Joseph Cro[s]by
Tho. Olliner
noah wisewall
Joseph Mason
w^m shaddock
Ebenezer flegg
natha Bullard
James foule
francis Burrell
— — —
persons Returnd to
serve on y^e 1st Jury
for Appeales life c^r
sworne —
m^r Sam Phipps
I[s]ayah Toy
Rich^d Banks
francis Burrell
Henry Bowen
Jn^o Tolman
w^m Greene
Sam Holbrooke
Joseph Crosby
noah wisewall
w^m Shaddock
natha Bullard
w^m Gibson instead
of Toy in 3 or 4
Act[ions]
— — —

w^m marshall Conta
w^m marble g de-
fend: 16, 10 dam &
costs 2-9 mem:
5 ent
2.4 ff

* Written over "doe therefore."

former Judgm^t i e sixteen pounds ten shillings damag mony & Costs of Courts forty nine shilling^s

marsh^lall Con^{ra} Soley
g Soley 33rd. da.
mony & 57^s costs
fil. 2:4 post ent 10.

w^m marsh^lall plt Contra Sarah Soley widdow
defend^t In an acti[on] of Appeale from the Judgment
of the County Court at charlsToune After the Attach-
ment Courts Judgment reasons of Appeale & evidences
in the Case produced were read Comitted to the Jury & are on file the
Jury brought in their virdict they found for the defendant Confirmation
of the forme^r Judgment i e thirty three pounds || mony || & fifty
seuen shillings Costs

marsh^lall con^{ra} moor
g moore 55th mony
& Costs of
Courts 2=13. 6
Add entry
[&] filing 2
57. 15. 6

w^m marsh^lall plaint Con^{ra} Enoch moore defend^t
in an Action of Appeale from the Judgment of the
County Court at charlsToune After the Attachmen^t
Courts Judgment reasons of Appeale & evidences in
the Case produced were read Comitted to the Jury
and are on file wth the Reccords of this Court the
Jury brought in their virdict they found for the deffendant Confirmation
of the former Judgment i e fiuety fiue pounds mony & Costs of
Courts fiuety three shillings & sixpenc.

[204]

1685

Gates Con^{ra} Jn^o
foskett

Symon Gates Gates * Plaintiff In An Acōon of
Appeale from the Judgment of the County Court at
Cambridge || contra Jn^o foskett || After the Attach-
ment Courts Judgment Reasons of Appeal & evidences in the Case
produced were read Cormitted to the Jury & are on file with the records
of this Court the Jury brought in their virdict they found for the
plaintiff reōsion of the forme^r Judgmen's & Costs of Courts fiuety one
shilling^s & sixe pence =

Homes Con^{ra}
Olluer

Joseph Homes Jun^d plaintiff Con^{ra} Nathaniel
Olluer defend^t In Action of Appeale from the Judg-
ment of the County Court in Boston octobe^r last After
the Attachment Courts Judgment Reasons of Appeale & evidences in
the Case produced were read Comitted the Jury & are on file with the
Records of this Court the Jury brought in their virdict they found for

* Repeated in the record.

the plaintiff* Confirmation of the former Judgment & Costs of Courts wth was ten shillings & six pence c^r & acknowledgd p^d =

Daniel Turell Turell † Jun^r Attorney to Nicho:
Inglesby plt Con^{ra} Joseph ‡ Cowell Attorney to w^m Turell conta Jn^r
Shaddock § deffndt In An Action of Appeale from Cowell
the Judgment of the Commissione's Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendant Confirmation of the forme' Judgm^t & Costs of Cour^{ts} nineteen shillings —

Nathaniel Bullard & John Herse plt. Con^{ra} County
Courts sentence or determination as to y^e probat of y^e Bullard Conta Rich-
will of ¶ Richards After the Courts Judg- ards
ment & setlement & othe' evidences in the Case produced were Read
The Bench declared they Confirmed the forme' Judgment of the County
Court in Boston & gaue the defendants Costs three pounds one shilling
& tenn pence :

michael Bacon plt Con^{ra} Daniel [Maguinis] de-
ffendant In an Action of Appeale from the Judgment Bacon Conta mack-
of the County Court at Cambridge in octobe' last [quinis] flings to
After the Attachment Courts Judgment Reasons of pay
Appeale & evidences in the Case produced were read Comitted to the
Jury & are on file wth the Records of this Court the Jury brought in
their virdict they found for the plaintiff Reuersion of the former Judg-
ment & Costs of Courts thirty six shillings & 8^d

Rowland Coxe plaintiff Cont^{ra} Daniel Hiskett
defend' in an action of Appeale from the Judgment Cox Conta : Hiskett
of the County Court in octobe' last after the Attachment Courts Judg-
ment reasons of Appeale & evidences in the Case produced were Read
Comitted to y^e Jury & are on file wth the Records of
this Court y^e Jury brought in their virdict they found filing to pay

* Error of the record for "defendant"? † Repeated in the record. ‡ Written over "Jn^r."

§ In the papers in the case on file this name is "William Haddock." See Court Files Suffolk, No. 2386.

¶ This space left blank in the record. By the papers on file it appears the name was Edward Richards. See Court Files Suffolk No. 2370.

for the defend^t Confirmation of the former Judgm^t & Costs of Courts
nineteen shilling & 6^d

Norden Con^{ra} Scot- Samuel Norden plaintiff Cont^a Cap^t Joshua Scot-
tow tow defend^t in an Action of Appeale from the Judg^{mt}
of the Comissione's Court in Boston After the At-
tachment Courts Judgment Reasons of Appeale & evidences in the
Case produced were Read Comitted to the Jury & are on file wth the
Records of this Court the Jury brought in their virdiet they found for
the defend^t Confirmation of y^e form^r Judgm^t tenn pounds mony damage
& Costs of Court[s] twenty seuen shillings & 8^d

[205]

1685

Patteshall ag^t Hes- Richard patteshall plaintiff Con^{ra} Steven Heskett
kett defend^t in an action of Appeale from the Judgment of
the County Court in Boston e^r After the Attachment
Courts Judgment Reasons of Appeale & evidences in the Case produced
were read Comitted to the Jury & are on file wth the Records of this
Court the Jury brought in their virdiet they found for y^e defendant
Costs of Courts ninten * || shill || & nine pene

Harrison = W^m Harrison plaintiff Contra the Courts sentenc
wch being read & the evidences in the Case produced
were read Comitted to the Jury & are on file wth the Records of this
Court the Jury brought in their virdiet they found the sajd Harrison
Guilty of breach of y^e peace —

Hundlocke Contra Edward Hunlorek || p his lawfull Atturney || p^t
Blayne & Hubbard Cont^a m^r Jn^o Hubbard merchant & John Blayne of y^e
Island of Je'sy marriner or eithe^r of them defend's
after the || Attachm^t Courts Judgment & evidences in the Case produced
wth y^e Reasons were read Comitted to the Jury & are on file with the
reccords of this Court the Bench declard they Confirmed the f^orme^r
Courts Judgm^t & Costs of Courts = †

Greene Con^{ra} Courts Joseph Greene plaint Con^{ra} ye County Court of
sent Boston^e sentence in octob^r last After the Courts sentenc
Reasons of Appeale & evidences in the Case produced

* Written over "eleven."

† See p. [206] where this record is more fully entered.

were Read the plaintiff haueing his case to be trjed in open Court put it on this Issue y^t he denyes y^t he was not in the Toune at the time all wch put to the Jury they brought in their virdict they found Joseph Greene no^t Guilty —

m^r Richd wharton m^r Hezekiah Vsher Daniel
Turell Juⁿ Blacksmith & John white Joyne^r plaintiffs m^r wharton et pl^{ffs}
Conta Joseph Smith
ag^t Joseph Smith deffend^t in an Action of Appeale
from the Judgment of the County Court in Boston defend^t After the
Attachm^t Courts Judgment Reasons of Appeale & evidences in the Case
produced were read Comitted to the Jury & are on file wth the Reccords
of this Court the Jury brought in their virdict they found for the
deffendant Confirmation of the form^r Judgment & Costs of Courts

The plaintiff^s in open Court sajd they Atteinted the Jury whereof
Bozoone Allen was foreman & gaue in their reasons w^{ch} are on file And
sajd m^r Richard wharton m^r Hezekiah vsher Daniel
Turell Juⁿ & John white Joyner came & Joyntly & bond for psecution
seuerally acknowledged themselues respectively bound in one hundred
& seventy pounds money to the Treasure^r of the Country for the time
being and party^s concerned that hauing Attainted the Jury whereof m^r
Bozoune Allen was foreman for error only in the Case betweene them
& Joseph Smith on the Condition that they will prosecute their Attaint
at the nex^t Court of Assistants to effect as Attests

Edw^d Rawson secre^t

[206]

1685

Samuel Nowell Esq^r plaint Conta Gyles Goddard
deffendant in an Action of Appeale from the Judgment m^r Nowell ag^t Gyles
Goddard
of the County Court in Boston octobe^r last. ¶ Giles
Godard being 3 times Called no^t Appearing his bond was dec^lrd for-
feited * ¶ After the Attachment Courts Judgment Reasons of Appeale &
evidences in the Case produced were read Comitted to the Jury & are
on file wth the Records of this Court the Jury brought in their virdict
they found the defendant Guilty of defrauding sajd Nowell and
betraying his trust in not deliuering vp three trunks which were
Comitted to his trust and Care in wch were sundry Rich & choyce Goods
of diuers sorts and also Gold & Siluer for all wch doe finde for the
plaintiff one hundred & twenty pounds damag in mony & Costs of
Courts

* Written in the margin.

Francis Stepney^{*}
sent Francis Stepney plaintiff In an action of Appeale
from the sentenc & Judgment of the County Court*
in Boston January last After the Courts sentenc
Reasons of Appeale & evidences in the Case were read (the plaintiff
being sick & not Appearing at y^e Court when Called & also y^e like
Called at y^e Courts Adjournm^t 26 of march 86 Cirtifficat being Given of
his Illnes & his surty^s for psecution pr[ess]ing that they may be dis-
chardged refusing to stand further bound nor willing to proceed, the
Court declared the suertjes were dischardged & that the Judgment of
the County Court ag^t s^d stepney to stand good against him

Ans^r to m^r Antho
checkley mo[d]on
c^r In Ans^r to y^e motion or peticoñ of m^r Anthony
checkley It was voted that his fine of tenn pounds to
the Country in the Case of Attaint shall be respitted
till the end of the nex^t sessions of y^e Gene^l Court
past E R S

m^{rs} Margaret Hund-
lock Conta: m^r Jn^e
Hubbard & Jn^e
bolajne. = m^{rs} margaret Hundlock wife & Attorney to m^r
Edward Hundlock plaint Conta m^r Jn^e Hubbard &
John Belajne deffend^r in an Action of Appeale from
the Judgmen^t of the County Court as to a nonsuit
after the Attachment Courts Judgment Reasons of Appeale & evidences
in the Case produced were read ~~Comitted to~~ || c^r || The magis^{ts} Con-
firmed the former Judgm^t of the County Court at Boston & Costs of
Courts = †

Morgans Indictm^t James morgan being Indicted by the name of
James Morgan of Boston for not hauing the feare of
God before his eyes being Instigated by the diuill ffor that he not hau-
ing the feare of God before his eyes † on the tenth day of december last
in the house of constante worcester widdow in Boston did about ten of the
clocke that night wickedly maliciously & feloniously wound kill & murder

[207]

1685

Joseph Johnson Butcher of said Boston Butcher § by running a spitt
into his belly a litle aboue the navell of which wound about three
dayes after the said Johnson djed as in & by the evidences more fully

* Written over "Court of Assistants."

† See above p. [206]. There was only one case at the County Court.

‡ Repeated in the record.

§ Repeated in the record.

may Appeare Contrary to the peace of ou^r Soueraigne Lord the king his Croune and Dignity the lawe of God & of this Jurisdiction being at the Barr & holding vp his hand whiles Indicted pleaded not Guilty Referd himself for trjall to God & y^e Country hauig his optunity to object against any of the Jury wch he saw no Cause to doe only ag^t one Isayah Toy y^t had binn of y^e Jury of Inquest Ebenezer Billing was sett in his roome after the Jury had perused the evidences, brought in their virdict they found the prisoner at the barr guilty according to Indictment he was Remanded unto prison & being thenc brought to the barr y^e Go^uno^r Askt him what he had to say why sentenc of Death should not be pronounc ag^t yow — The Go^uno^r proceeded saying yow James morgan for the murther yow haue Comitted are to Goe henc to y^e place whence yow Came & from thence to the Gallowes & there be hangd by y^e neck till yow be dead & y^e Lord haue mercy on you^r soule

The secretary was ordered to Issue out his warrant to the marshall Generall to take a sufficient guard wth him on the 11th Instant presently after y^e lecture & see execution of this sentence & wth was donn Accordingly

Mary fflood the wife of Henry fflood of Boston in the County of Suffolke in New England Cordwayner was Indicted by the name of mary fflood for that shee no^t hauing the feare of God before hir eyes & being Instigated by the diuill on the 28th day of february last early in the morning did wickedly maliciously & feloniously kill and murder thy youngest daughter of about thirteene weekes old by giving it seuerall stroakes of thy ffist Contrary to the peace of our Soueraigne Lord the king his Croune & Dignitje the lawes of God and of this Jurisdiction holding vp hir hand at the Barr & pleaded not guilty saying she would be trjed by God & the Country hauing optunity to object ag^t any of the Jury wch she sajd shee had none. — the Case & evidences given in ag^t the prisoner at the barr was read Comitted to the Jury who after Consideration thereof they brought in their virdict they found the prisone^r at the barr no^t Guilty according to Indictment

[208]

1685

Joseph Indian of martjns vineyard, by the name of Joseph Indean for that he not hauing the feare of God before their* eyes and being instigated by the diuill on the 12th or 13th of february last did wickedly maliciously & felloniously kill & murder his squaw or wife (she being

* So in the record.

at the watchhouse on the necke in Boston at nine of the clocke at night well and that he after that time drew her the said squaw on the ground to the lyme house a considerable distance and left hir there with seuerall mortall wounds on hir head whereof on the 15th of said february early in the morning [^] was found dead contrary to the peace of ou^r Soueraigne Lord the king his Crowne and Dignity the laue^s of God & of this Jurisdiction the said Indian holding vp his hand at the barr pleaded to this Indictment not guilty saying he would be trjed by God and the Country : there being a Jury of one halfe English & the other halfe Indians had his libe^rty to object any [^] them being Called one by one but making no objection the evidences being Read y^e were produced ag^t him & Comitted to v^y they brought in their virdict thereupon they found him not Guilty according to Indictment but found him Guilty of vnnaturalenes and barbarous Cruelty towards his wife. = So was Remanded to prison Againe & thenc brought to the barr where & when the honno^{rb} Go^uno^r said howeuer Joseph Indean yow are cleered by the Jury, yet they found yow Guilty of cruelty to you^r wife The Court senten^d yow to be seuerely whip^d with thirty stripes and also pay forty shillings mony for y^e p^{ro}secution and that within a weeke or be sold by the Treasurer out of this Country to any of his maj^{ties} plantations discharging you^r prison ff^{ee}s =

4 march 86. E R S

Andrew Pittymee Indian Interpreter was sworne

In Court truely to Interpret what the Court declare^s to him and also what the prisone^r at the Barr Answe^rs are to the Court =

This Court Adjourned by the Go^uno^r e^r to the 26th of Instant march the Court mett at the time 26 march 1686

[209]

1686

present
Symon Bradstreet
Esq^r Go^u
Tho Danforth Esq^r
dep^t Go^u
Daniel Gookin
w^m Stoughton
Joseph dudley
Humphry Daury
Jn^o Richards
James Russell
w^m Johnson
Jn^o Hathorne
Samuel Seawall
— — —

Att An Adjournment of the Court of Assistants
|| & Co[uncil] || held at Boston the 26th of march 1686.

Jn^o Luggar clarke of his maj^{ties} Custome^s by his bill of Information Given into this Court declares that the ship Elisabeth of Boston whereof Thomas Bos-singe^r was master lately Imported certeine forreigne Comoddtje viz^t wine Brandy e^r without due entry^s & cleering from England Contrary to the act of y^e fue-teenth of Charles the second e^r for which said ship ljes vnde^r seizure humbly desiring that the |s^d | ship

& Appurtenances in all respects may receive tryall & Condemnation according to that law This Case by Consent of said partjes Came to tryall And after the Cour^t had duely pervsed & heard the wittnesses did Judge the said ship Elisabeth with hir tackle & Appurtenances to hir belonging to be forfeited to his Maj^{ty} and according to the aboue recited law did passe sentence of Condemnation on hir accordingly

m^r Richard wharton & m^r Daniel Allen of Boston merchants by their libell exhibbited to the Court & Attachment therevpon dated 12th march 3^d plaint^{ffs} Conta w^m marshall Enock more Sarah Soley widdow
 c^r = After the libell & Attachment & sumons were read_A

[Blank space.]

Att this Court Information was Given in as followeth the Hon^oble Gove^rno^r and magis^{ts} lately Assembled in the County Court at Boston doe Informe the Council now Assembled that m^r Samuell shrimpton being sumoned to Attend said Court in a Civill Case in a Proud & contemptuous manner declared himself that there was no Go^vno^r & Company of which the Go^v had a Certificat or Citation & therefore he would make no Answer to the sumons Giuen him for his Appearance & Added therevnto seuerall reviling words = The Cour^t ordered the marshall to goe & tell m^r shrimpton that the Cour^t would speake wth him, w^{ch} he did & returnd he was not at home Gonn to Nodles Island & said he had left Information & that they said they would send to him but he not Coming the Court Adjourned to the nex^t fifth day at three of the clocke & ordered the Secretary to lett m^r shrimpton know y^t at the time he should attend the Court p^resently after the lecture = & warrant Issued out to y^e marshall Geⁿll for y^t end 27 of sd march & is on file

1st of aprill 1686 y^e Court mett at the time

y^e marshall Generall Returnd his warrant as to m^r shrimpton who Appeared & gaue in his || paper & || Answer and was = I did say there is no Gouerno^r and Company of this place in being that the Go^vno^r had a signification of the dissolution of the charter of this Colony And that I was not willing to submitt to lawes made since that day, And wha^t I said to the Go^vno^r as to wrong donn I then explained to be only in refference

present the Go^vno^r
 dep^t Go^vno^r
 w^m stoughton
 Joseph dudley
 Jⁿo Richards
 James Russell
 Ellisha Cooke
 w^m Johnson
 Ellisha Hutchinson
 Samuel Seawall =
 - - - -

to an Arbitration wherein his Honno^r was one & wthout any reflection wth respect to any Judiciall Act and if any heat then expressed it was occasioned by my being called after two or three theives And as I app^hended at m^r sargeants choice the Go^uno^r Asking him if he would then haue his Cause called saying there was but a thin Court no^t wth standing the fue senior magists of the Court were present*

[210]

1686

The Court of Assistants & Council Adjourned to the 15 of saj^d Aprill at three of the clock in the Afternoone †

present
Symon Bradstreet Esq^r
Go^u

The Danforth Esq^r dep^t
Go^u

Daniel Gookin
Willjam stoughton
x Joseph dudley †
Humphry Davy
Jⁿe Richards
James Russell
x Sam Apleton †
Robert Pyke
Elisha Cooke
W^m Johnson
Elisha Hutchinson
Samuell Seawall
— — —

persons Returnd to
serve on y^e Grand
Jury 17 Aprill 86 &
sworn were =
Cap^t Pen Townsend
2 James Hill

3 Tho Jenner
4 w^m ffoster
5 Jⁿe watson
[6] Sam Champney
7 Sam W^m sen^r
8 Rich^d Hall
9 Clem^t maxfeld
[10] Jⁿe Richards
11 [James §] Townsend
Joseph Child. =

person^s Returnd to
serve on the Jury of
Trjalls: were —
m^r Edw^d willey
Jⁿe Atwood
Jⁿe moore

Att A Court of Assistants or Admiralty held
at Boston on the 15th of April 1686

The Court mett at the time and at the request
of m^r willjam woodrope of the Island of St Chris-
tophers now Resident in Boston A Court of Admi-
ralty is granted him against m^r John Keech of
Boston in the County of Suffolke merchant And
also Against m^r Timothy Thorneto[n] of the saj^d
Boston in New England & County [^] merchant de-
fendants e^r to be held at saj^d Boston on the 22th
of Instant Aprill at three of the clock in the
Afternoone = he the saj^d woodrope giving in his
libell & Caution seasonably to the secretary which he
saj^d woodrope did the next day being the 16th Instant
as certified at the bottome of saj^d libell may Appeare

At this Adjournm^t m^r Samuel Shrimpton Ap-
peared in Court[^] an Information wch is on file & was
Read which when he had heard saj^d he denjed all
that was therein and saj^d he had the last time Given
in his Answer in writting the seuen se^ull evidences
sumoned appeard all but ¶ & Gaue in their
evidence^s wch were read & sworne to bef[o]re him &
are on file: he saj^d he would be trjed by a Jury =
which the Court Granted him & ordered the secretary
to Issue out his warrants to the seuerall Tounes for a
Grand Jury & Jury of tryalls wch was donn in vsuall

* This record appears to have been crowded into a blank space left at the bottom of the page.

† This paragraph is written at the upper left-hand corner of the page.

‡ See below, record of April 17, 1686. § Written over "Joseph." ¶ Blank space in the record.

form & are on file = And ordered m^r Shrimpton to Giue fue hundred pounds bond then on the 17th Instant to Appeare & Answer what shall be then lajd to his charge & both Court & Council Adjourned to 17th Instant at 8 of the clocke in the morning.

Ephraim Sari
Nathani Cary
Edw^d wilson
francis moore
Dani Champney
Samuel Clap
w^m Ryall
Ebenezar white
Sam: Jennison

17th of April 1686 The Court mett at y^t time, the Go^ono^r & magistrates the same as Aboue except 2 wth y^s × : * warrant Issued out on y^s date to y^e m^rshall Gen[erall]

The Grand Jury brought in their Indictment. =

Wee the Grand Jury for our soueraigne Lord the king in the Massachusets Colony doe present & Indict m^r Samuel Shrimpton of Boston merchant for y^t he at the County Court sitting in Boston on the 22th of march last in a contemptuous violent & seditious manner & wth a loud voyce did in open Court say that he was brought there by m^r Sargants order & not by y^e Courts & that he denyed any such thing in being as Gouverno^r & Company of this Colony and that he stood there to Justify it & denyed their power, and they might send him to prison if they pleased wch words in the same manner he repeated ~~again~~ ouer || & ouer againe wth diuers other seditious words & expressions as by the evidences will & may Appeare thereby defaiming the Generall Court & sajd County Court & caused such a tumult in the Court as evidently tended to the high breach of his Maj^ties Gouvernment heere & all this Contrary to the peace of ou^r Soueraigne Lord the king his Croune & Dignitje & the laues of God & of this Jurisdiction & particullarly the law title Courts Sect 6: wee find this bill & leaue it to further Tryall

Penn Tounsend foreman In the name of the rest of the Jury

It is ordered the secretary Issue out his warrant to the marshall Generall Jn^o Green to Attach the person of m^r Samuel Shrimpton & that he Giue his bond wth suertjes in a thousand pounds to Appeare

[211]

1686

before the Court on 5th day next at two of the clock to which time the Court is Adjourned & on his refusall to give bond accordingly to Co^mitt him to prison till the time of the Adjournment = m^r shrimpton Appeared not = †

* See above in the margin of record of April 15, 1686.

† See note on next page.

The Court of Assistants is Adjourn'd till y^e 22 Instant at two of y^e clock *

Att an Adjournment of the Court of Assistants || or Admiralty || held at Boston 22th of Aprill 1686

present y^e Go^{vt}nor
The Danforth Esq^r dep^t
Go^{vt}

Dani: Gookin
w^m stoughton
|| Joseph dudley ||
Humphry Davy
James Richards
|| Samuel Nowell ||
James Russell
Robert Pike
Elisha Cooke
w^m Johnson
Elisha Hutchinson
Samuel Seawall

Esq^{rs}

— — — —
Jury men Return'd
to serve at this Court
of Assistan^{ts} or Ad-
miralty & sworne
were

— — — —
m^r Edward willey
Jn^o Atwood
Jn^o moore
Ephraim Seril
Nathan Cary
Edward Willson
Francis moore
Daniel Champney
Samuel Clap
w^m Ryall
Eben^{er} white
Samuel Jennison
— — — —

The libell presented to this Court by m^r willjam woodrope of the Island of St Xtophers now Resident in Boston & ouno^r of the sloop the Brothers Adventure together wth the Attachment bearing date the 16th Instant thereby Complayning against Jn^o keech of said Boston in the County of Suffolke in New England merchant for that he the said keech by his Attachment bearing date the first day of october last 1685 did Attach his said sloop Brothers Adventure to the County Court held at Cambridge the 6th day of said octobe^r vnder pretence of a debt due to him from the estate of Sa[nct]jillo Heynes of said Island of St Xtophe's & there recovered a Judgment & execution therevpon & thereby deteyning the same vessell as in his said libell more fully & largely is expressed to his the said woodropes great damage The Court on perversall & on due Consideration of the evidences & pleas in the Case made & produced by both partjes wth the virdict of the Jury there vpon doe Adjudge declare & decree that the said sloop brothers Adventure with all hir tackling Apparrell & furniture to hir belonging as deliuered by said Execution to said keech be in all respects deliued vp to the said w^m woodrope, as also that the said Keech pay vnto him the said

woodrope the sume of twelue pounds ten shillings mony damage & fueteen pounds money as Costs of Court in all twenty seuen pounds tenn shillings money. —

The lybell of m^r w^m woodrope of the Island of St Xtophe's now Resident in Boston in the County of Suffolke in New England & ouno^r of the sloop brothers Adventure together with the Attachment bearing date the 16th day of this Instant Aprill thereby Complayning against m^r Tymothy Thornton of said Boston in the County aforesajd merchant

* The last two paragraphs appear to be crowded into the blank spaces at the bottom of p. [210] and at the top of p. [211].

For that he the said Thornton by his Attachment bearing date the first day of october last 1685 did Attach his said sloop Brothe's Adventure to the County Court held at Cambridge the 6th of said october vnder pretence of a debt due to him from the estate of sa[nct]illo * Heynes of said Island of St Xtophe's & there recovered a Judgment & execution therevpon and thereby deteyning the said vessell as in his said Lybell more fully & largely is expressed to his the said woodropes great damage The Court on perversall & due Consideration of the evidences & pleas in the Case made & produced by both partjes with the virdict of the Jury therevpon doe Adjudge declare & decree that the said sloop brothe's Adventure with all hir tackling Apparrell & furniture to hir belonging as deliuered by execution to said Thornton be in all respects deliuered vp to the said w^m woodrope, as also that he the said Thornton pay vnto him the said woodrope the sume of twelue pounds tenn shillings money damage & fiuteene pounds money as Costs of Court in all twenty seven pounds tenn shillings mony : both the aboue & this decree past by the Court of Assistants or Admiralty As aforesaid

Attests

Edward Rawson Secret

[212]

1686

The marshall Generall made returne of his warrant relating to m^r Samuel shrimpton w^{ch} is on file the Indictment was Read

m^r Samuel shrimpton Appeared at this Courts Adjournm^t as on the other side & exprest himself that he had many objections against the legality of the Indictment

[The rest of this page and pages [213], [214], and [215] are blank in the original.]

[From here to page [238] inclusive the record is in the handwriting of Isaac Addington.]

[216]

Grand jury Sworn.
Bernard Trott
foreman
Moses Paine

At a Court of Assistants for the Colony of the Massachusetts Bay, held at Boston the 24th. of Decemb^r. 1689. continued upon Adjournm^t. from the 3^d.

* Or Samvillo.

Thomas Harwood
 Arthur Mason
 John Marion Senr.
 John Capen
 Isaac Jones
 Robert Pierpont
 William Garey
 Sam^l. Stone senr.
 Rich^d Danle
 Richard Lowden
 Henry Spring
 — — —
 Jury of Tryals
 sworn.
 Eliazr Holyoke
 Foreman/.
 Edward Thomas
 Jacob Melyne
 Isaac Tay
 Joseph Griggs
 Sam^l. Craft
 James Bird
 Joseph Weekes
 Sam^l. Hasting
 Edw^d. Winchip
 W^m. Welsted senr.
 Benjⁿ. Garfield.
 — — —

of September 1689./ Anno R:R:^a et Reginae Gulielmi
 et Mariae nunc Angliæ 2^a. 3^am^o.

Present.

Thomas Danforth Esq^r. Deputy Govern^r.

John Richards	} Esq ^r .	Nathan ^l . Saltonstal	} Esq ^r .
Samuel Appelton		James Russell	
William Johnson		Elisha Cooke	
Samuel Sewall		Elisha Hutchinson	
John Phillips		John Smith —	
Jeremiah Swayne			

Gibson Fawer P^t. } on Appeale from the Judgem^t. of
 vers^a. } the County Court for Suffolke
 George Cable Def^t. } holden at Boston 30th. July. 1689./
 where he brought his suite against the said George
 Cable for || deteining in his possession & refusing to
 give the || P^t. Possession of a House Shop Ware-
 house and Garden in Boston on the North side of
 the drawbridge, And Judgement was given against
 him for costs of Court. Both party^a
 appeared by their Attourney^a. and

1 Jury

joyned issue The Jury brought in their Verdict and found for the
 Appellant, y^e Reversion of the former Judgement & the Possession of
 the House, Shop, warehouse and Garden sued for and costs of Courts;
 allowed Forty two shillings and two pence./ Execution issued 31^o.
 Decemb^r. 1689./

John Usher Esq^r. P^t. } on Appeale from the Judge-
 Vers^a. } ment of the County Court for
 John Frizell Def^t. } Suffolke holden at Boston 30th.
 July 1689. Both party's by their Attourney^a. joyned
 issue. The Jury brought in their Verdict.
 1. Jury They found for the Defend^t. Confirma-
 tion of the former Judgement being Twenty pounds
 five shillings & eight pence money and cost of Courts

Jury of Tryals
 sworn./
 I^a. Jonathⁿ. Rem-
 ington Foreman./
 Nath^l. Thayer
 Samuel Lillie
 Thomas Downe
 W^m. Griggs
 John Ruggels senr.

[217]

John Watson
 Joseph Leeds
 Hopestill Humphry
 John Simpson
 Daniel Warren
 John Bond

allowed [^]

There being shown forth an Order from his Majesty
 in Councill of the 26th. of September ult. Com^{manding}
 the Magistrates at Boston in New-England & others
 whome it may concern to take notice of his Royal will

and pleasure that the Appell^t. John Usher Esq^r. be not molested in his person or Estate upon the acco^t. of his being Treasurer & Receiver General of his Ma^{ties}. Revenue in New-England until his Ma^{ties}. pleasure be be further known^A

Jotham Grover of Boston Brasier Pl. }
vers^{us}. } on appeale
Thomas Bulkley of Boston Merch^t. Def^t.

from the Judgement of the County Court for Suffolke holden at Boston the 30th. of July. 1689. The partys joyned issue The Jury brought in their Verdict, They found for the Def^t. Confirmation of the former Judgement being seven pounds thirteen Shillings nine pence in money and cost of Courts

2 Jury

Samuel Massey late Prison keeper of Boston Pl^t }
vers^{us}. } on appeale from the
William Robie of Boston Merch^t Def^t } Judgement of the
County Court for Suffolke holden at Boston the 30th.
July. 1689. The party^s. appeared and joyned issue,
The Jury brought in the Verdict. They found for the Defend^t.
Confirmation of the former Judgement being Ten pounds in money
|| damage || and costs of Courts

2 Jury.

Hugh Stone of Andover Husbandman being Indicted by the Juro^{es}. for our Sovereign Lord and Lady the King and Queen, upon their oath's, for that the said Hugh Stone upon the twentyeth day of April. 1689. at Andover afores^d. *et*. did feloniously kill and murder Hannah his wife, contrary to the peace of o^r. Sovereign Lord and Lady the King and Queen their Crown and dignity, the Law's of God and this Colony. —

Upon which Indictment the aforesaid Hugh Stone being arraigned, Pleaded Guilty, and was remanded back to Prison./

25th. Decemb^r.

26^o Decemb^r / the afores^d. Hugh Stone being brought to the Barr, The Court did Award that for the felony and murder aforesaid by him the said Hugh Stone committed as aforesaid, of which he hath confest himselfe guilty sentence of death be pronounced against him
= which

[218]

was accordingly done by Thomas Danforth Esq^r. Deputy Governo^r. That is to say, That he the afores^d. Hugh Stone be carried back to the

place from whence he came and from thence to the place of Execution there to be hanged untill he be dead. — And Ordered that John Green Marshall Generall take care and see that this Sentance be duely executed upon the said Hugh Stone on Thursday y^e. second of January next; And that the Secretary (being thereto appointed by Law) signe a warrant for the same./.

Hannah Hutchinson wife of Samuel Hutchinson
26th. 10th/. of Andover being Indicted by the Juro^r. for our Sovereign Lord and Lady the King and Queen upon their Oath's, For that the said Hannah Hutchinson at Andover afores^d. before the felony and murder co^mmitted by Hugh Stone of Andover afores^d. upon Hannah his late wife, That is to say, upon the nineteenth daye of April. 1689. the same Hutchinson at Andover afores^d. unto the ffelony and murder afores^d. co^mmitted by the said Hugh Stone as afores^d. him the said Hugh Stone did feloniously and maliciously excite abett and procure e^r. prout in the Indictment [&] Upon which Indictment the said Hannah Hutchinson being arraigned, pleaded not guilty and put her selfe upon Tryal by God and the Country. The first Jury of Tryals were called whereof m^r Elizur Holioke is Foreman, and the Prisoner makeing no challenge against any of them, They were Sworn for her Tryal, and past upon her. The Jury brought in their Verdict, That is to say, That they do not find Hannah Hutchinson Guilty of the crime whereof she hath been Indicted. — The Court Ordered that the said Hannah Hutchinson be discharged upon her paying of ffees & charges.

Robin Negro Servant of Andrew Gardner of
26th. 10th/. Muddy River being Indicted by the Juro^r. for our Sovereign Lord and Lady the King and Queen, upon their Oaths, For that the said Robin Negro at Muddy River afores^d. upon the second day of August. 1689. did slay and kill John Cheeny of Cambridge, giving him a mortall wound on the head with a stick, of which wound the said John Cheeny languished and on the sixth day of the said month of August dyed e^r prout in the Indictment. Upon which Indictment the said Robin negro being arraigned pleaded not guilty and put himselfe upon Tryal

[219]

by God and the Country. The first Jury of Tryalls whereof m^r Elizur Holyoke is fforeman were called, and all appeared and answered save Edward Thomas, in whose roome Nathan^l. Thayer was put on, and the

prisoner making no challenge against any of them, they were sworn for his Tryal, and past upon him; The Jury brought in their Verdict That is to say, They find Robin Negro guilty of manslaughter.

m^r Edward Thomas One of the Juro^m summoned for the Tryals at this Court, making default in appearance when called (at the Impaneling of a Jury to pass upon Robin the Negro) was fined five shillings./

The Court Adjourned unto Tuesday the seventh day of January next at nine in the morning./

Anno R. R^e. et Reginæ Gulielmi et Mariæ ꝑ^m. Tuesday the seventh of January. 1689.

The Court met by Adjournm^t. and sat de die in diem (Except the Sabbath) untill the seventeenth of y^e same month.

Holden by Thomas Danforth Esq^r Deputy Governo^r.

James Russell	} Esq ^m	John Richards—	} Esq ^m	Grand jury Sworn.
Samuel Appelton		William Johnson—		Mr. Bernard Trott
John Hathorne		Elisha Hutchinson		Foreman
Samuel Sewall		John Phillips—		Moses Paine
John Smith		Jeremiah Swayne.		Tho: Harwood
				Arthur Mason
				John Marion Senr:
				John Capen
				Isaac Jones
				Rob ^t . Pierpont
				William Garey
				Rich ^d Lowden
				Henry Spring
				John Alden Senr.
				Rich ^d . Buckley
				Samuel Lynde
				Ephraim [S]ale

8^o. Jan^{ry}.

Severall Bills of Indictment against divers prison^{rs}. for piracy and murder were comitted to the Grand jury./

9th. the Grand jury brought in their bills of Indictment & were dismiss untill munday the 13th instant at one oclock./

9^o. Thomas Hawkins of Boston marrin^r being presented & Indicted by the Jurors for our Sovereign Lord and Lady the King and Queen upon their Oath's, viz^t that the s^d Thomas Hawkins upon ffriday the ninth day of August, 1689. upon the high seas that is to say, about three Leagues from halfe way Rock in y^e. massachusetts Bay upon the Katch Mary of Salem Hellen Chard master and upon the said Master and men being

— in

[220]

Jury of Tryals
sworn.
Elizur Holyoke
Foreman
Jacob Melyne
Isala Tay
Joseph Griggs
Samuel Craft
James Bird
Sam^l. Hasting
Joseph Weekes
Edw^d. Winchip
W^m. Welsted Senr.
Benj^e. Garfield.
Tho: Downe
— — — —

in number about five of their Maj^{ties}. Liege people, then and there in the King and Queens peace and about their lawfull Employments being, with force and Armes an assault did make and as a Felon and Pirate with guns and Swords did Enter and the said Katch with all her appur^{ances}. and Lading of ffish being the value of sixty pounds of the goods and chattels of their Ma^{ties}. Liege people from the said Master feloniously and piratically tooke and carryed away contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity and the Laws and Statutes in that behalfe made and provided. The aforesaid Thomas Hawkins being arraigned at the Barr upon the said Indictment pleaded not guilty and put himselfe upon Tryal by God and the Country. A Jury was ca^ld and Sworn to pass upon him (Elizur Holyoke being foreman of said Jury, the Evidences, were sworn and the case comitted. The Jury gave in their Verdict, V^t. They find Thomas Hawkins Guilty of the Piracy whereof he hath been Indicted. The Court Adjudgeth the said Thomas Hawkins to have the Sentance of death passed upon him (which was accordingly pronounced against him by the Deputy Govern^{or}.) That is to say, That he said Thomas Hawkins be returned to the place from whence he came and from thence be carryed to the place of Execution and there be hanged by the neck untill he be dead. The Court likewise Ordered that John Green Marshall Generall cause this Sentance to be Executed upon the said Thomas Hawkins on Munday the Twenty Seventh of this Instant January, And that the Secretary (being thereto by Law appointed) signe warrant for the same./

John Newhall tertius of Lynn yeoman and Thomas Witt of the same place yeoman being presented and Indicted by the Jurors for our sovereign Lord and Lady the King and Queen upon their Oath's That is to say, That the said John Newhall tertius and Thomas Witt upon the fifteenth day of Novembe^r. 1688. in the s^d. Town of Lynn at the House of Theophilus Bailly, not haveing the fear of God before their Eyes, but being led by the instigation of the devil of their malice forethought upon the body of Ralph King jun^r. of Lynn afores^d. with force and Arms a violent assault did make and with their hands Feet

and Knees did strike kick, stamp and crush the said Ralph King jun^r. thereby giving him many grievous and mortall wounds and bruises of which wounds and bruises he did grievously Languish untill the 22th day of the said November and then of the afores^d. mortall wounds and bruises dyed. And so the said John Newhall tertius and

[221]

Thomas Witt of their malice forethought the said Ralph King junio^r. in manner and forme afores^d. did feloniously kill and murther contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity the Laws of God and this Colony. The afores^d John Newhall tertius and Thomas Witt being brought to the Barr and severally arraigned upon the afores^d. Indictment, thereto severally pleaded not guilty and put themselves upon Tryal by God and the Country The Jury was ca[']ld, (m^r. Elizur Holyoke fforeman) and sworn to pass upon their Tryal, the Evidences were sworn and the case comitted. The Jury gave in their Verdict upon Each of them severally. V^t. The Jury find John Newhall tertius guilty of manslaughter. The Jury find Thomas Witt Guilty as an accessory of manslaughter. Ordered that the said John Newhall Tertius pay two third parts of the charges of prosecution amounting to the summe of Thirty six pounds nineteen shillings and ffour pence; That the said Thomas Witt pay one third part of the charges of prosecution amounting to the summe of Eighteen pounds nine shillings and Eight pence, the whole being ffifty ffive pounds nine shillings. And that they pay their Prison charges and fees of Court and remain in custody untill this order be performed.

Thomas Pound of Boston marriner being Indicted by the Jurors for our Sovereign Lord and Lady the King and Queen upon their Oath's by three severall bills of Indictment, as followth. That is to say. 1st. That he s^d Thomas Pound upon || friday || the ninth day of August 1689 on the high sea's || vz^t || about three Leagues from halfe way Rock in the Massachusetts Bay, upon the Katch Mary of Salem Hellen Chard master and upon the s^d. master and men with force and Armes an Assault did make And as a Felon and pirate wth. swords and Guns did enter, and the s^d. Katch wth her appur^{tes}. and Lading of Fish being the value of sixty pounds of the goods and Chattels of their Majesties Liege people from the said Master feloniously tooke and carryed away e^r^a. 2^d. Also that he said Thomas Pound upon the twenty seventh day of August. 1689. on the high sea's Vz^t. in martyns vineyard Sound, upon

the Briganteen merrimack of Newbury John Kent master an Assault did make and with force and Armes the said Briganteen did Enter and out of the said Briganteen of the goods and Chattels of their Majesties Liege People to the value of fforty pounds feloniously & piratically from

[222]

from the s^d. John Kent did take and carry away. c^r. prout in y^e Indictm^t. 3^d. Indictm^t. That the said Thomas Pound on the fourth day of October 1689. upon the high sea's That is to say, in Martyns Vineyard Sound upon the sloop Mary of Boston then sayling under their Ma^{ties}. Colours and upon the Comander namely Samuel Pease and Company, then and there upon their Ma^{ties}. Service, said Pound being under a Red flagg which he in defiance of their ma^{ties}. Authority purposely put up at the head of the mast, with force and Armes an Assault did make and with Bulletts which he out of small Gun's feloniously shott the body of the said Samuel Pease in severall places did strike and mortally wound, of which mortall wounds the said Samuel Pease did grievously languish untill the twelfth day of the said October and then of the said mortall wounds dyed. And so the said Thomas Pound of

Jury of Tryals
Sworn.
Elizur Holyoke
Foreman.

Isaia Tay
Joseph Griggs
Samuel Craft
James Bird
Joseph Weekes
Samuel Hasting
Edward Winchip
W^m. Welstead Sen^r.
Benjⁿ. Garfield
Thomas Downe
Nath^l. Thayer.
— — —

his malice forethought on the day aforesaid the said Samuel Pease in manner and forme afores^d. did feloniously kill and murther contrary to the peace of our sovereign Lord and Lady the King and Queen, their Crown and dignity, the laws of God and this Colony, —. The said Thomas Pound, being arraigned at the Barr upon Each of said Indictments severally, confes't himselfe guilty of the charge laid in his Second Indictment as afores^d. relating to the Briganteen Merrimack John Kent Master, unto the other two Indictments pleaded not guilty and put himselfe on Tryal by God and the Country. The Jury were called and

Sworn, who upon a full hearing of the Evidences sworn on behalfe of their ma^{ties}. and what was said by the prison^r. in his defence, brought in their Verdicts and found the s^d. Thomas Pound guilty of the Felony

17th. Jan^r.

and piracy whereof he hath been Indicted; And also guilty of the felony and murder whereof he hath been Indicted. The Court adjudged the said Thomas Pound to have the sentence of death pronounced against him (which was accordingly declar^d. by the Deputy Govern^r.) That is to say, That he said Thomas Pound be returned to the place from whence he came and from thence

be carried to the place of Execution and there be hanged by the neck untill he be dead. /

234. The Court likewise ordered that John Green
marshall Generall cause this sentence to be executed upon the s^d. Thomas pound — on Munday the twenty seventh of this instant January and that the secretary (being thereto by Law appointed, signe warrant for the same.

[223]

130 Thomas Johnston of Boston Marrin^r Indicted by the Jurors for o^r. Sovereign Lord and Lady the King and Queen upon their Oath's by three severall Indictments.

1st Indictm^t. That the said Thomas Johnston upon the ninth day of August 1689 on the high Sea's that is to say, about three Leagues from halfe way Rock in the Massachusetts Bay upon the Katch Mary of Salem Hellen Chard master and upon the said master and men with force and Armes an Assault did make and as a Felon and Pirate with swords and Gun's did Enter and the said Katch with her appur^{tes}. and Lading of Fish being the value of Sixty pounds of the goods & Chattels of their ma^{ties}. Liege people from the said master feloniously did take and carry away e^{sc}. prout in the Indictm^t. 2^d Indictm^t. That the said Thomas Johnston on the twenty seventh day of August 1689, upon the high seas That is to say, in martyns Vineyard Sound upon the Briganteen merrimack of Newbury John Kent master an Assault did make and with ff^{or}ce and Armes did Enter and as a Felon and Pirate of the goods and Chattels of their ma^{ties}. Leige People of the value of Forty pounds from the said master did feloniously take and carry away e^{sc}. prout in the Indictm^t. 3^d. Indictm^t. That the said Thomas Johnston on the fourth day of October. 1689. on the high sea's, That is to say in martyns vineyard Sound upon the Sloop Mary of Boston then sayleing under their ma^{ties}. Colours and upon the Commander namely Samuel Pease and Company then and there upon their ma^{ties}. Service, said Johnston being under a Red ff^{lagg} which in defiance of their ma^{ties}. Authority was purposely put up at the head of the mast with force and Armes an assault did make and with bullets out of small Gun's which he feloniously shot, the body of the said Samuel Pease in severall places did strike and mortally wound, of which mortall wounds the said Samuel Pease did greivously Languish untill the twelfth day of the said October and then of the said Mortal wounds dyed and so the said Thomas Johns[t]on of his malice forethought on the day aforesaid in manner

and forme afores^d. did feloniously kill & murther, contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity, the Laws of God and of this Colony. The said Thomas Johnston was arraigned upon Each of said Indictments Severally and thereto pleaded not guilty and put himselfe upon Tryal by God and

the Country. The Jury were called and Sworn

y^e former Jury.
Elliz. Holyoke
Foreman c^{tes}. onely
Nath^l. Thayer
taken off and Ja-
cob Melyne put on
in his Roome.

who upon a full hearing of the evidences sworn on behalfe of their ma^{ties}. and the defence made by the Prisoner, brought in their Verdicts and found the said Thomas Johnston guilty of the severall piracys whereof he stood Indict^d. As also guilty of the Felony and Murder whereof he stood Indicted as afores^d. The Court adjudged the said Thomas Johnston

17th day

[224]

to have the Sentence of death pronounced against || him || (which was accordingly pronounced by the Deputy Govern^r.) That is to say, That he said Thomas Johnston be returned to the place from whence he came & from thence be carryed to the place of Execution and there be hanged by the neck untill he be dead. The Court likewise ordered that John Green marshall Generall cause the afores^d. sentance to be executed upon the afores^d. Thomas Johnston on Munday the twenty seventh of January instant, And that the secretary (being thereto appointed by Law) signe warrant for the same. /

18th

Eleazer Buck marrin^r. Indicted by the Jurors for our Sovereign Lord and Lady the King and Queen upon their Oath's by three severall Indictm^{ts} viz^t. That the said Eleazer Buck upon ffriday the ninth of August 1689 on the high sea's That is to say, about three Leagues from halfe way Rock in the Massachusetts Bay upon the Katch Mary of Salem Hellen Chard master and upon the s^d. master and men their Majesties Liege People with force and Armes an Assault did make and as a Felon and Pirate with Guns and Swords did enter and the s^d. Katch with all her appur^{tes}. and Ladeing of Fish being the value of sixty pounds of the goods and chattels of their Ma^{ties}. Liege people tooke & carryed away c^{tes}. And that the said Eleazer Buck upon the twenty seventh day of August. 1689. on the high Sea's That is to say in Martin's Vineyard Sound upon the Briganteen merrimack of Newbury John Kent master an assault did make and with force and Armes did Enter and out of the said Briganteen of the goods and Chattels of their Majesties Liege People of the value of

fforty pounds from the said John Kent feloniously and piratically did take and carry away *et*.

And that the said Eleazer Buck upon the fourth day of Octob^r. 1689 on the high sea's that is to say, in Martins Vineyard Sound, being under a Red Flagg in defiance of their ma^{ties}. Authority purposely put up at the head of the mast, upon the sloop Mary of Boston then sayleing under their ma^{ties}. Colours and upon the Com^{mander} namely Samuel Pease and Company then & there upon their ma^{ties}. service being, with force & armes an Assault did make *et*. and of his malice forethought the said Samuel Pease did feloniously kill and murther, contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crowne & dignity the Laws of God and of this Colony. The said Eleazer Buck was arraigned upon Each of said Indictments severally and to the first relating to the Katch Mary of Salem, pleaded guilty, unto the other two Indictments pleaded not guilty and

Jury of Tryals
Sworn.
m^r Jon^s. Remington
Foreman
Nath^s. Thayer
Sam^l. Lillie.
w^m Griggs.
John Ruggles Sen^r.
John Watson
Joseph Leeds
Hopestill Hamfrey
John Simpson
Daniel Warren
Richard Way.
John White./

[225]

put himsef on Tryal by God and the Country. A Jury was cal'd and Sworn, Who upon a full hearing of the Evidences sworn on behalfe of their ma^{ties}. and the defence made by the prisoner, brought in their verdicts and found the said Eleazer Buck Guilty of the Felony and piracy whereof he stands indicted. As also Guilty of the Felony and murder whereof he stands Indicted. The Court adjudged the said Eleazer Buck to have the sentence of death pronounced against him (which was accordingly pronounced by the Deputy Governo^r.) That is to say, That the said Eleazer Buck be returned to the place from whence he came and from thence be carried to the place of Execution, and there be hanged by the neck untill he be dead. The Court likewise Ordered that John Green marshall Generall cause the afores^d. sentance to be Executed upon the said Eleazer Buck, on munday the twenty seventh of this instant January. And that the secretary (being thereto appointed by Law) Signe warrant for the same.

17th day

23rd. day

John Sickterdam, being Indicted by the Jurors for our Sovereign Lord and Lady the King and Queen upon their Oath's, for feloniously and piratically takeing and carrying away the Katch Mary of Salem Hellen Chard ma^r. with appur^{tes}. and Ladeing of Fish being the value

of sixty pounds of the goods and Chattels of their ma^{ies}. Leige People, upon the ninth day of August. 1689. on the high sea's viz^t. about three League's from halfeway Rock in the Massachusetts Bay. *et*^a. And that the said John Sickterdam upon the twenty seventy day of August. 1689. on the high sea's viz^t. in Martyns Vineyard Sound, upon the Briganteen Merrimack of Newbury John Kent Master an assault did make and with force and Armes did Enter and out of the said Briganteen of the goods and Chattels of their Ma^{ies}. Liege people of the value of Forty pounds from the said John Kent feloniously and piratically did take and carry away *et*^a.

Also that the said John Sickterdam upon the fourth day of Octob^r. 1689. on the high Sea's, that is to Say, in martyns vineyard Sound being under a Red flagg in defiance of their ma^{ies}. Authority purposly put up at the head of the mast, upon the sloop-Mary of Boston then Sayling under their Ma^{ies}. Colours, and upon the Comand^r. namely Samuel Pease then and there upon their ma^{ies}. Service being, with force and Armes an assault did make *et*^a. and of his malice forethought the said Samuel Pease did feloniously kill and murther, contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity, the Law's of God and of this Colony. Upon which aforesaid three Indictments the s^d. John Sickterdam being arraigned

The Jury of w^{ch}.
Elihur Holyoke is
Foreman

severally, thereto pleaded not guilty and put himselfe upon Tryal by God and the Country. The Jury

was

[226]

was called and sworn, who upon a full hearing of the Evidences sworn on behalfe of their ma^{ies} and the defence made by the Prisoner, The Jury brought in their Verdicts. That is to say, To the first Indictm^t. about the Katch Mary, The Jury found the said John Sickterdam guilty of the Felony and piracy whereof he stood Indicted. To the second Indictm^t. relating to the Briganteen Merrimack The Jury found the said John Sickterdam guilty of the Felony and piracy whereof he stood Indicted. To the third Indictm^t. relating to the killing and murdering of Cap^m. Sam^l. Pease, The Jury found said John Sickterdam guilty of the Felony and murder whereof he stands

17th. day

Indicted. The Court Adjudget the said John Sickterdam to have the sentance of death pronounced against him (which was accordingly pronounced by the Deputy Govern^r.) That is to say, that he said John Sickterdam be returned to the place from whence he

came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead.

William Dun being Indicted by the Juro^r. for
our Sovereign Lord and Lady the King and Queen
upon their Oath's, That is to say, That the said William Dun upon the
27th. day of August. 1689. on the high sea's that is to say in martyn's
vineyard Sound, upon the Briganteen Merrimack of newbury John
Kent master and his Company an assault did make and with force and
Armes the said Briganteen did Enter and out of the said Briganteen
of the goods and Chattels of their ma^{ties}. Liege people to the value of
Forty pounds feloniously and piratically did take and carry away,
contrary to the peace of our Sovereign Lord and Lady the King &
Queen their Crown and dignity *etc.* Upon which Indictment he was
arraigned put himselfe upon Tryal and was acquitt^d. by the Jury. 144.

William Dun being Indicted and arraigned upon two severall
Bills found against him by the Grand jury, That is to say, That the
said William Dun upon Friday the ninth of August. 1689. upon the
high Seas (that is to say) about three Leagues from halfway Rock in
the Massachusetts Bay, then & there upon the Katch Mary of
Salem Hellen Chard master and upon the said master and men
etc. with force and Armes an Assault did make and as a Felon
and Pirate ~~did~~ with Guns and Swords did enter *etc.* and the s^d.
Katch with all her appur^{tes}. and Lading of Fish being of the value
of sixty pounds of the goods and Chattels of their Ma^{ties}. Liege
people

[227]

did feloniously take and carry away contrary to the peace of our Sov-
ereign Lord and Lady the King and Queen their Crown and dignity
and the Law *etc.*/. The other Bill or Indictm^t. That the said William
Dun on the fourth day of October. 1689. upon the high sea's That is to
say in martins Vineyard Sound near Tarpolin Cove upon the Sloop
Mary of Boston then Sayling under their Ma^{ties}. Colours & upon the
Comander namely Samuel Pease and Company being in number about
twenty of their Ma^{ties}. Liege People then & there upon their Ma^{ties}.
service being *etc.* with force and Armes an Assault did make, and with
bullets which he out of small Guns feloniously shot, the body of the
said Samuel Pease in severall places did strike and mortally wound of
which mortall wounds he did grievously Languish untill the twelfth
day of the said Octob^r. and then of the s^d. mortal wounds dyed. And

so the Juro^r. upon their oath's do say that the said William Dun upon the high seas afores^d. the day & year afores^d. of his malice forethought the said Samuel Pease in manner and forme afores^d. did feloniously kill and murther contrary to the peace of our Sovereign Lord & Lady the King and Queen their Crown and dignity and the Laws of God and this Colony. Upon which afores^d. two severall Indictments the said Will-

iam Dun was severally arraigned and to Each of them
17th day pleaded Guilty. The Court Adjudgeth the said William Dun to have the sentence of death pronounced against him (w^{ch}. was accordingly pronounced by the Deputy Govern^r.) That is to say That he said William Dun be returned to the place from whence he came and from thence be carryed to the place of Execution and there be hanged by the neck untill he be dead./.

144. Richard Griffin of Boston Gun Smith being arraigned upon a Bill found against him by the Grand jury, That is to say, that the said Richard Griffin upon the fourth day of October 1689. upon the high seas, that is to say, in Martyns Vineyard Sound near Tarpolin Cove upon the Sloop Mary of Boston then Sayling under their Ma^{ties}. Colours and upon the Comander namely Samuel Pease & Company being in number about twenty of their Ma^{ties}. Liege people then and their upon their Ma^{ties}. Service being *et*^a. with force and armes an Assault did make and with Bullets which he out of small Guns feloniously Shot, the body of s^d. Samuel Pease did strike in severall places and mortally wound, of which mortal wounds the said Samuel Pease did grievously Languish untill the twelfth day of the said October and then of the said mortal wounds dyed, And so the Jurors upon their Oath's do say that the said [228]

Richard Griffin upon the high Seas aforesaid the day and year aforesaid of his malice forethought the said Samuel Pease did feloniously kill and murther contrary to the Peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity and the Laws of God and this Colony. The said Richard Griffin
The Jury whereof } pleaded not Guilty and put himselfe upon Tryal by
Eliaser Holyoke is } God and the Country. The Jury found said Richard
Foreman . . . } Griffin guilty of the Felony and Murder whereof he stands Indicted./.

144. Richard Griffin being arraigned upon a Bill found against him by the Grand jury, That is to say, that

the said Richard Griffin upon Friday the ninth day of August. 1689. upon the high Sea's that is to say, about three Leagues from halfe way Rock in the Massachusetts Bay, then and there upon y^e Katch Mary of Salem Hellen Chard Master and upon the said Mast^r. and men *et*. with force and Arme's an Assault did make and as a Felon and Pirate with Guns and Swords did Enter and the said Katch with all her appur^{tes}. and Lading of Fish being the value of sixty pounds of the goods and Chattels of their Ma^{ties}. Leige People from the said master feloniously and piratically did take and carry away *et*.

The said Richard Griffin pleaded not Guilty and put himselfe upon Tryal by God and the Country, And upon what himselfe confest on his Tryal without farther Evidence The Jury found said Richard Griffin Guilty of the Felony and piracy whereof he stands Indicted. The Court Adjdg^t. said Richard Griffin 17th day to have the sentance of death pronounc^d. against him (which was accordingly pronounced by the Deputy Governo^r.) That is to say, That he said Richard Griffin be returned to the place from whence he came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead./.

Edward Browne being Indicted arraigned and tryed for feloniously killing and murthering of Cap^{tn}. 14th
 Samuel Pease, as is laid in said Indictment, said Edward Browne pleading not guilty, And William Warren and Samuel Watts witnessing for him that he was detained on board the vessell as a Prisoner and a force put upon him; The Jury brought in their verdict That Edward Browne is not guilty: whereupon he was Acquitted _{of} his Imprisonment./.

The Jury whereof
 Jon^s. Remington
 is Foreman — }

Benjamin Gallop, Abraham Adams jun^r. and Colburn Turell [229] making default in attending the Court to give Evidence for their Ma^{ties}. against Richard Griffin and others then to come to their Tryal were Fined Ten shillings apeece. Afterwards upon hearing their Excuse the Court remitted the Fine./.

Daniel Lander being arraigned upon a Bill found against him by the Grand-jury That is to say, That 15th.
 the said Daniel Lander upon Friday the ninth day of Aug^t. 1689. upon the high Sea's, That is to say about three Leagues from halfeway Rock

in the Massachusetts Bay, then and there upon the Katch Mary of Salem Hellen Chard Master and upon the said Master and men *et al.* with force and Armes an Assault did make and as a Felon and Pirate with Swords & Guns did Enter *et al.* And the s^d. Katch with all her appur^{ces}. and Ladeing of Fish being of the value of sixty pounds of the goods and Chattels of their Ma^{ties}. Liege People from the said master feloniously and piratically tooke and carryed away, contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity and the Laws *et al.* The said Daniel Lander to this Indictment pleaded not guilty and put himselfe upon Tryal by God and the Country. The Jury found said Daniel Lander guilty of the Felony and piracy whereof he stands Indicted./.

Daniel Lander being arraigned upon a Bill found against him by the Grandjury, That is to say, That the said Daniel Daniel * Lander upon the fourth day of October. 1689. upon the high Sea's That is to say, in martins vineyard Sound near Tarpolin Cove, upon the Sloop Mary of Boston then Sayleing under their Ma^{ties}. Colours, and upon the Comander namely Samuel Pease and Company being in number about twenty of their Ma^{ties}. Liege People then and there upon their Ma^{ties}. Service *et al.* with force & Armes an Assault did make and with Bullets which he out of small Guns feloniously shot the body of the said Samuel Pease in several places did strike and mortally wound, of which mortal wounds the s^d. Samuel Pease did grievously Languish untill the twelfth day of the said October and then of the said mortal wounds dyed. And so the Juro^{rs}. upon their Oath's do say that the said Daniel Lander upon the high seas afores^d. on the day and year afores^d. of his malice forethought the said Samuel Pease in manner and forme afores^d. did feloniously kill and murther contrary to the Peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity the Law's of God and this Colony. To this Indictment he pleaded not guilty and put himselfe upon Tryal by God and the Country : The Jury found s^d. Daniel Lander guilty of the Felony and murder whereof he stands Indicted. The Court Adjudged the said Daniel Lander to have the sentence of death pronounced against him, (which was pronounced accordingly by the Deputy Governo^r.) That is to say, That he said Daniel Lander be returned to the

The Jury whereof
m^r Elizur Hol-
yoke is Foreman }

17th. day

* Repeated in the record.

place from whence he came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead.

[230]

William Warren being arraigned upon a Bill found against him by the Grand Jury That is to say, That the said William Warren upon Friday the ninth day of August. 1689. upon the high seas about three Leagues from halfeway Rock in the Massachusetts Bay, then and there upon the Katch Mary of Salem Hellen Chard Master and upon the said Master and men *et al.* with force and Armes an Assault did make and as a Felon and Pirate with Guns and swords did Enter *et al.* and the said Katch, with all her appur^{tes}. and Ladeing of Fish being the value of sixty pounds of the goods and Chattels of their Ma^{ties}. Liege People from the said Master did feloniously and piratically take and carry away, contrary to the Peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity and the Laws *et al.* To this Indictment he pleaded not guilty and put himselfe upon Tryal by God and the Country, The Jury found said William Warren Guilty of the Felony and Piracy whereof he stands Indicted.

154.

The Jury whereof
mr Jon^s. Reming-
ton is Foreman —

William Warren being arraigned upon a Bill found against him by the Grand jury, That is to say, That the said William Warren upon the fourth day of October. 1689. upon the high Seas, that is to say in Martyns Vineyard Sound near Tarpolin Cove upon the sloop Mary of Boston then Sayling under their Ma^{ties}. Colours and upon the Com^{mander} namely Samuel Pease and Company being in number about twenty of their Ma^{ties}. Liege People then and there upon their Ma^{ties}. service being, said William Warren under a Red Flagg which in defiance of their Ma^{ties}. Authority was purposly put up at the head of the mast with force and Armes an Assault did make, and with Bullets which he out of small Guns feloniously shot, the body of the said Samuel Pease in Severall places did strike and mortally wound, of which mortall wounds the said Samuel Pease did grievously Languish untill the twelfth day of the said October and then of the said Mortall wounds dyed; And so the Juro^r. upon their Oath's do say That the said William Warren upon the high seas afores^d. on the day and year afores^d. of his malice forethought the said Samuel Pease in manner and forme aforesaid did feloniously kill and murther contrary to the peace of our Sovereign Lord and Lady the King and Queen their Crown and dignity & the Laws of God and this Colony. To this

same Jury

Indictment he pleaded not guilty and put himselfe upon Tryal by God
 17th. day and the Country. The Jury found him guilty of the
 Felony and Murder whereof he stands Indicted. The
 Court Adjudget said William Warren to have the sentence of death
 pronounced against him (which was accordingly pronounced by the
 Deputy Governo^r.) that is to say, That he said William Warren be re-
 turned to the place from whence he came and from thence be carried
 to the place of Execution and there be hanged by the neck untill
 he be dead.

[231]

Samuel Watts being arraigned upon a Bill found against him by
 the Grand jury for Felony and piracy in takeing and carrying away
 the Katch Mary of Salem Hellen Chard Master with her appur^{ances}. and
 Ladeing of Fish &c^{rs}.
 pleaded not guilty and put himselfe upon Tryal by God and the
 Country, And was acquitted by the Jury of the charge laid against
 him./.

Samuel Watts being arraigned upon a Bill found against him by
 the Grand jury That is to say, That the said Samuel Watts upon the
 fourth day of October 1689, upon the high Seas, that is to say in mar-
 tins vineyard Sound near Tarpolin Cove upon the sloop Mary of Boston
 then sayling under their Ma^{ties}. Colours & upon the Comānder namely
 Samuel Pease and Company being in number about twenty of their
 Ma^{ties}. Liege people then and there upon their Ma^{ties}. Service s^d. Watts
 being under a Red Flagg, which in defiance of their Ma^{ties}. Authority
 was purposely put up at the head of the mast, with force and Armes
 an Assault did make and with Bullets which he out of small Guns
 feloniously shot; the body of the said Samuel Pease in severall places
 did strike and mortally wound, of which mortall wounds the said
 Samuel Pease did grievously Languish untill the twelfth day of the
 said October and then of the said mortall wounds dyed. And so the
 Juro^{rs}. upon their Oath's do say that the said Samuel Watts upon
 the high Seas afores^d. on the day and year afores^d. of his malice fore-
 thought the said Samuel Pease in manner and forme aforesaid did
 feloniously kill and murther contrary to the peace of our Sovereign
 Lord and Lady the King and Queen their Crown and dignity and the
 Laws of God and this Colony.

To this Indictment he pleaded not guilty and put himselfe upon

Tryal by God and the Country. The Jury found said Samuel Watts guilty of the Felony and Murder whereof he stands Indicted. The Court Adjudgeth said Samuel Watts to have the sentence of death pronounced against him (which was accordingly pronounced by the Deputy Governo^r.) That is to say, That he said Samuel Watts be returned to the place from whence he came and from thence be carryed to the place of Execution and there be hanged by the neck untill he be dead./.

The Jury whereof
mr. Elizur Hol-
yoke is Foreman
— — — —

17th day

William Coward, Peleg Heath, Thomas Storey and Christopher Knight marrin^g. being Indicted and a Bill found against them by the Grand jury. That is to say That the said William Coward, Peleg Heath, Thomas Storey and Christopher Knight upon the one and twentyeth day of Novemb^r. 1689. in the first year of their Ma^{jes}. Reign in the Evening of that day in nantasket Road in the Massachusetts Bay then and there upon the Katch Elinor of Boston W^m Shortriggs master then at an Anchor in the said Road Lying & being, and upon part of the s^d. Katches seamen or Company and passengers to the number of seven of their Ma^{jes}. Liege people then on board the said Katch in the King and Queens peace being a violent Assault did make and with force and Armes that is to say, with Swords and Guns as Pirates and Felons did Enter. And the said Seamen or Company and passengers in great fear of Body put, and the said Katch

15th & 16th days. of
Janry. present also
mr. Jon^s. Corwin

[232]
with all her appur^{ces}. together with severall Cloth's of the Masters and Seamen And severall goods and money belonging to his Ma^{jes}. Liege people to the value of Two hundred pounds did from the said Seamen and passengers feloniously and piratically take and carry away, contrary to the peace of our sovereign Lord and Lady the King and Queen their Crown and dignity, the Laws & Statutes in that behalfe made and provided. Upon which Indictment the within named Peleg Heath, Thomas Storey and Christopher Knight were Severally arraigned tryed and by the Jury found guilty of the Felony & Piracy whereof they stand Indicted — The within named William Coward refusing to hold up his hand or plead to the Indictment was remanded back to Prison. The next day said William Coward was

Jury of Tryals
sworn
Jonath^s. Remington
Foreman
Nath^l. Thayer
William Griggs
John Ruggles Senr.
John Watson
Joseph Leeds
Hopestill Humfrey
John Simpson
Daniel Warren
Richard Way
John White
John Walte
— — — —

164✓

again sent for and set to the Barr who still refusing to hold up his hand or plead to the Indictm^t. the Jury were called and he makeing no challenge, were sworn, The Indictment was read and the Evidences for their Ma^{ties}. called and Sworn, and the prisoner allowed to speake for himselfe. The Jury found the said William Coward guilty of the Felony and Piracy whereof he stands Indicted./. The Court Adjudgeth the said Peleg Heath, Thomas Storey, Christopher Knight and William Coward to have the sentence of death pronounced against them. That is to say, That the said William Coward be returned to the place from whence he came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead./. That the said Peleg Heath be returned to the place from whence he came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead. That the said Thomas Storey

The sentence declared unto Each of the s^d. persons severally by the Deputy Govern^r.

be returned to the place from whence he came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead./. That the said Christopher Knight be returned to the place

from whence he came and from thence be carried to the place of Execution and there be hanged by the neck untill he be dead./. The

23d. day Janry.

Court likewise ordered that John Green Marshall

Generall cause this sentence to be Executed upon the said William Coward on Munday the twenty seventh of January instant And that the Secretary (being thereto appointed by Law) signe warrant for the same.

The Court Adjudgeth and ordered that the severall persons hereafter named tryed at this Court for their lives, That is to say Thomas Haw-

17th January 1689

Present

Tho. Danforth Esqr.

Dep^t. Govr.

John Richards

James Russell

Sam^l. Appellton

W^m. Johnson

John Hathorne

Elisba Hutchinson

[233]

John Smith

Jonath^s Corwin

John Phillips

Jeremiah Sweyne

— — — —

kins found guilty of Piracy, Thomas Pound, Thomas Johnston, Eleazer Buck John Sickterdam William Dun Richard Griffin, Daniel Lander and William Warren severally found guilty of Felony Piracy and Murder, Samuel Watts found guilty of murder. William Coward, Peleg Heath, Thomas Storey and Christopher Knight severally found guilty of Felony and Piracy ha[ve]

the Sentence of death pronounced against Each and every of them (That is to say) to be returned to the place from whence they came and from thence be carried to the place of Execution and there be hanged

by the neck untill they be dead. — which Sentence was pronounced against Each of the said persons severally by the Depty. Governo^r. They being brought and Set to the Barr.

John Newhall Tertius of Lyn found guilty of Man Slaughter, is Ordered to pay two third parts of charges Post Meridlem of prosecution, prison charges and Fees, amounting to Thirty six pounds nineteen Shillings and four pence (the whole being fifty five pounds Ten shillings) and to remain in custody untill he performe it.

Thomas Witt of Lynn found guilty as accessory of Man Slaughter is ordered to pay one third part of the charges of prosecution prison charges and Fees. amounting to Eighteen pounds nine Shillings & Eight pence (the whole being fifty five pounds Ten shillings) and to remain in custody untill he performe it./.

Robin Negro found guilty of Man Slaughter, is Ordered to pay the charges of prosecution prison charges and Fees and to remain in custody untill he performe it./.

Adjourned to Munday the 20th of January instant 1689 at one a clock and then met.

Present Thomas Danforth Esq^r. Dep^t. Gov^r.

Wait Winthrop	John Richards
James Russell	William Johnson
Elisha Cooke	Esq's Samuel Shrimpton
Elisha Hutchinson	Samuel Sewall.
John Phillips.	

William Neffe being imprisoned upon an accusation for deserting their Ma^{ties}. Garrison at Falmouth where he was posted a private Centinel and confederating with Thomas Pound Thomas Hawkins *et al.* in their piracy, said Neffe appearing in Court and it being certified that he was enticed and deluded away from the Garrison by his Corporal And that he tooke the first Opportunity to leave the pirates, Escaping from them and applyed himselfe to the next Magistrate. The Court discharged him He paying for a Gun which he had of the Country^s. store and saith he disposed of for his Support./.

Adjourned to Thursday 23th. of January instant at nine in the morning and then met./.

Present. Thomas Danforth Esq^r. Dep^{ty}. Govern^r.

Wait Winthrop

John Richards

Sam^l. Shrimpton

William Johnson Esq^r.

Sam^l. Sewall

Esq^s

Elisha Hutchinson

John Smith

John Phillips

Jon^s. Corwin

Ordered that Thomas Pound, Thomas Hawkins, Thomas Johnston William Coward and Eleazer Buck five of the condemned prison^{rs}. sentenced to be hanged, be Executed on Munday next the twenty

[234]

seventh of January instant, notice thereof to be forthwith given them by the Marshall; And that John Green Marshall Generall cause the Sentence of this Court pronounced against them to be Executed upon them and every of them on Munday the said 27th. instant. And the Secretary (being thereto appointed by Law) to signe warrant for the same./.

The Court dismiss.

[*The rest of this page is blank.*]

[235]

Anno R : R^a. et Reginae Gulielmi et Mariae Secundo./

Massachusetts s^a./.

At a Court of Assistants held at Boston, April. 8th. 1690. being adjourned from the fourth day of March last past. —

Present./ Thomas Danforth Esq^r. Dep^t. Gov^r.

John Richards

Wait Winthrop

James Russell

William Johnson

Elisha Hutchinson

} Assist^{ts}.

Samuel Sewall

John Phillips

} Assist./^s

Jury of Trials or
Petit Jury = Sworn
Cap^{ts}. W^m. Green-
ough[h]

Sam^l. Marshall
John Dyer
Abrah^m. Blish

Sarah Fowler of Boston Wine

Retailer. P^l . . .

vers

Thomas Clarke of Boston

Pewterer Def^t.

} On appeale from the
Judgment of the
County Court Sitting
in Boston 19^o. No-

vemb^r. 1689. The Reasons of Appeale Answers and Evidences in the case were read and comitted to the Jury; The Jury found for the Defend^t. Confirmation of former Judgement, That is to say, Twenty ffour pounds in money damage and costs of Courts. Allowed Two pounds thirteen Shillings and four pence./. Execution issued 5^o. May. 1690./.

24. Jury.

Is^r. Newell Senr.
Moses Draper
Tho: Lord Senr.
Isaac Fowle
Sam^l. Buck
John Capen
Joseph Russe[ll]
Noah Bema[n]
— — — —

Edmund Perkins of Boston }
Shipwright P^t. }
Vers. }
John Winslow of Boston }
Merch^t. Def^t. } On appeal from the
Judgement of the
County Court sitting
in Boston ffbruary

25^o. 1689. where the P^t. Sued the said Winslow for unloseing and takeing away a certain Boat of the pl^t. with the Oares, and not returning and delivering said Boat to the pl^t. to the damage of ffifteen pounds c^r. according to attachm^t. And was cast to pay costs of Court. The Reasons of Appeale Answers and Evidences in the case produced were read and comitted to the Jury, The Jury found for the P^t. Reversion of the former Judgement, and that John Winslow deliver to Edmund Perkins the Boat in controversy in as good repair as she was when he tooke her away, with twenty Shillings damage and costs of Courts, allowed Thirty Eight shillings and two pence./.

14. Jury

Petit Jury = Sworn
Mr. David Jeffr[y]
Timothy Clar[k]
W^m. Phillips
Jacob Mel[yn]
Tho: Carter
Sam^l. Marshall
Zeche. Johnson
John Skeat[s]
John Grosven[or]
John Holbroo[k]
Stephen Wat[]
Sam^l. Hix
— — — —
John Keech was put
on y^e Jury in roome
of Time. Clarke
[who is]

[236]

Willaim Arbuckle Merch^t. P^t. (on appeale from the Judgement of the County Court sitting in Boston. 25^o. February ult.) vers. Robert Bronsdon Adm^t. to the Estate of Edward Bricknall late of Boston mar- rin^r. dece^d. Defend^t. where the said Bronsdon recovered Judgem^t. against said Arbuckle for Five hundred pound's Sterling money of England Penalty of the Charter party and costs of Court.

The Jury finde for the P^t. Reversion of the former Judgement and costs of Courts./.

24 Jury./.

Arbuckle
vers.
Bronsdon.

William Black marrin'. master of the Pinke
 Balck
 vers.
 Bronsdon *et al.* Mary P^t. (on Appeale from the Judgement of the
 County Court sitting in Boston 25°. February ult.)
 vers. Robert Bronsdon Merch'. and Isaac Greenwood
 marrin'. Def^s. which Judgement was for the Deft^s. costs of Court.

The Jury find for the Def^s. costs of
 Courts.

William Black P^t. (on appeale from the Judge-
 ment of the County Court sitting in Boston 25°. Feb-
 ruary ult). vers. Pinke Mary, Robert Bronsdon and
 Isaac Greenwood Owners Def^s. which Judgem^t. was
 for the P^t. viz^t. Twenty eight pounds one shilling in money and costs
 of Court. The Jury finde for the Def^s.*

The Jury. Reversion of the former Judgem^t and
 costs of Courts.

William Black P^t. vers. Robert Bronsdon Def^s.
 on appeale from the Judgem^t. of the County Court
 sitting in Boston 25°. February ult. which is for the
 Def^s. costs of Court.

The Jury find for the Def^s. costs of
 Courts.

Charles Lidgett and Francis Foxcroft Execto^{rs}. to
 Foxcroft
 vers.
 Eyres./ Anthony Heywood. P^{ts}. vers. Thomas Eyres Def^s. on
 Appeale from the Judgement of the County Court in
 Boston. 25° Feb^{ry}. ult. where the said Eyres recov-
 14. Jury ered costs of Court. The Jury finde for the Def^s.
 costs of Courts.

Stephen Robineau Marrin'. Master of the Katch
 Robineau
 vers.
 Assailley. Amitie P^t. vers. Peter Assailly jun'. Merch'. Def^s.
 on appeale from the Judgement of the County
 Court sitting in Boston 25° Feb^{ry}. ult. viz^t. Thirty
 pounds and costs of Courts recovered by the

[237]

said Assailly ag^t. him said Robineau. The Jury find for
 14 Jury the P^t. Reversion of the former Judgement and
 costs of Courts.

* In this case and some others the original title of the case in the County Court is retained.

Elisha Hutchinson and Penn Townsend P^{ts}. vers. Gyles Fyfield and Timothy Clarke Def^{ts}. on appeale from the Judgem^t. of the County Court Sitting in Boston 19°. Novemb^r. 1689. for costs of Court recovered by the said Fyfield and Clarke.

Hutchinson c^{rs}
vers.
Fyfield c^{rs}
2^d Jury.
Ex^{co} issued
March
25.91

The Jury find for the Deft^s. costs of Courts, allow^d. Thirty Six shillings.

Susanna Walker P^t. vers. Hezekiah Usher Def^t. on appeale from the Judgement of the County Court sitting in Boston. 25°. February ult. where said Hezekiah Usher recovered of the s^d. Susanna Walker Judgement for Forty five pounds six shillings and four pence in money and costs of Court. The Jury find for the Def^t. Confirmation of the former Judgement and costs of Courts.

Walker
vers.
Usher
1^d Jury

David Waterhouse of Boston Merch^t. P^t. vers. Seth Perry Def^t on appeale from the Judgement of the County Court Sitting in Boston 19°. Novemb^r. 1689. where said Perry recovered Ten pounds in money damage and costs of Court against the said Waterhouse. The Jury finde for the P^t. Reversion of the former Judgement and costs of Courts

Waterhouse
vers.
Perry.
1^d Jury.

George Mountjoy of Boston Marrin^r. P^t. vers. Samuel Hemlock of Boston Marrin^r. Def^t. on appeale from the Judgem^t. of the County Court sitting in Boston 25° February ult. which Judgement was for the said Hemlock ag^t. said Mountjoy for Forty pounds in money damage and costs of Court.

Mountjoy
vers.
Hemlock
1^d Jury

The Jury [^] for the Def^t. confirmation of the former Judgem^t. That is to say Forty pounds in money damage and costs of Courts. allowed Three pounds six shillings and six-pence.

Execution issued
8°. May 1690

Samuel Banks of Yorke P^t. vers. John Child of Boston Taylor Def^t. on Appeale from the Judgement of the County Court Sitting in Boston. 19°. Novemb^r. 1689. where said Child recovered Judgem^t. for Ten pounds four Shillings in money & costs of Court. The Jury find for the Def^t. Confirmation of the former Judgement, That is

Banks
vers.
Child.
Execution issued
25°. April. 1690.

to Say, Ten pounds four shillings in money and costs of Courts, allow^d.
Twenty Eight Shillings. 6^d.

[238]

Brentnal
vers.
Hamlin
2^d Jury.
Execution issued
28^d April. 1690./

Thomas Brentnal formerly of Rumney Marish
now of Wadeing River P^l. vers. Thomas Hamlin and
Esther his wife late widow and Adm^r. to the Estate of
Thomas Platts late of Boston dece^d. Def^t. on Appeale
from the Judgem^t. of the County Court sitting in Boston. 19^o. No-
vemb^r. 1689. where the said Hamlin recovered Judge-
ment for One hundred twenty ffive pounds in money
according to Agreement and Costs of Court. The
Jury find for the Def^t. Confirmation of former Judgem^t, That is to
say, one hundred Twenty ffive pounds in money according to Agree-
ment and costs of Courts allowed Thirty ffour Shillings Sixpence.

English
vers.
Stebbins
2^d Jury.

Phillip English of Salem P^l. vers. Rebecca Steb-
bins of Boston widow Def^t. on Appeale from the
Judgem^t. of the County Court sitting in Boston 19^o.
Novemb^r. 1689. where the said Rebecca Stebbins re-
covered Judgem^t. against the said Phillip English viz^t. for the delivery
of the Boat and appurtenances sued for, at Salem within Ten dayes
next, and three pounds in money damage and costs of Court; Or in
default thereof Twenty pounds in money and costs of Court. The
Jury find for the Def^t. Confirmation of former Judgement and costs of
Courts, allowed.

April 10th. 1690.

present, also
Rob^t. Pike
John Hathorne
Jonathⁿ. Corwin

Upon reading the Petition of Phillip Goss mar-
rin^r. Setting forth that Hannah his wife is married
to one at Jamaica with whome she now lives and by
him hath had a Child. And produceing a Certificate
from the Clerke of the Parish of the said Hannah^e. being married to
one John Morrey, besides severall Evidences thereof, Praying for a
divorce. Ordered that the said Phillip Goss be and hereby is divorced
from the said Hannah and discharged from all conjugal duty and Oblig-
ation unto her for maintenance or Dowry.

The Court dismiss./

[From here the record appears to be in the handwriting of Joseph Webb, who was Clerk of the Suffolk County Court, and seems to have acted as Secretary for the Court of Assistants, Addington having become an Assistant as appears by the record.]

[239]

Anno R R^e et Reginæ Gulielmi et Mariæ Angliæ &c. Tertio
Massachusetts ss /

At a Court of Assistants holden at Boston Septem^r. 2, 1690.

Present

The Hon^{ble}. Simon Bradstreet Esq^r Govern^r.

Thomas Danforth Esq^r. deputy Govern^r.

Maj ^r . Gen ^l . Wayt Winthrop	} Assist ^{ts}	James Russell	} Assist ^{ts} .
William Johnson		Samuel Sewall	
Elisha Hutchinson		Isaac Addington	
John Phillips			

PETER DE VAULX of Boston Merch^t. Pl^t.

vers.

ROBERT SHELSTON of Boston Labourer def^t.

} on Appeale from the
Judgem^t. of y^e County
Court held in Boston

Aug^o. 12th. on Adjournm^t. from 29 July 1690, for assaulting & beating
y^e s^d De Vaulx, where s^d De Vaulx was cast, costs of Court. The
Attachm^t. Courts Judgem^t. & Reasons & Evidences in the case being
read were co^mmitted to the Jury, who returned with their Verdict viz^t.
They found for the Appel^t. Reversion of the former Judgem^t. and five
shillings in money dam^age and five shillings costs.

ROBERT SWAN sen^r. of Haverhil Pl^t.

vers.

SIMON WAINWRIGHT Attorney of Fr.
Wainwright def^t.

} On appeale from the County
Court of Salem the last tues-
day in June 1690 where the
s^d. Wainwright recovered

Judgem^t. for eighty five pounds nineteen shillings & eleven pence in
wheat, Rye, corne porke or merchantable fatt bee^fe hides tallow at
2^d p li according to accomp^t. & costs of Court. The Parties joyned
issue.

The Attachm^t. Courts Judgem^t. Reasons of Appeale & Evidences
in y^e Case being read were committed to the Jury and are on file The

Jury returned their verdict they found for the defend^t. confirmation of former Judgem^t. and costs of Courts. /

[Blank.]

John Crode of Salem Ex^r. of the last will and testam^t of m^s Elizabeth Price, [Pl^t] vers. Capt Jn^o. Price Surviving Ex^r. of Cap^t. Walter Price defendt. On Appeale from Salem Court the last tuesday in June 1690 according to Attachm^t. dated 5th. June 1690 where s^d Croad recovered Judgem^t. viz^t. the Estate in controversy according to the will of m^s Eliz^a. Price &c and costs of Court The Attachm^t. Courts Judgem^t. Reasons of Appeale & evidences being read were comitted to y^e Jury, The Jury returned their verdict viz^t. They found for the defend^t. Reversion of the former Verdict & costs of Courts.

[240]

JOHN PYNCHON of Boston merch^t Pl^t.

vers.

JOHN FORSTER & DAVID WATERHOUSE
merch^{rs}. def^{ts}.

} On Appeale from the Judgem^t
of the County Court holden

in Boston Aug^o. 12th. on Adjournm^t. from 29. July 1690, where the s^d John Foster & David Waterhouse recovered Judgem^t. Possession of the Messuage or Tenem^t | &c | sued for in the Attachm^t. & costs of Court. The Reasons of Appeale, answers and Evidences in the Case being read were comitted to y^e Jury. The Jury returned wth. their Verdict viz^t. They find for the Pl^t. Reversion of the former Judgem^t. and costs of Courts./

THOMAS FOSKET of Charlestowne Pl^t.

vers.

HANNAH FOSKETT widow defend^t.

} The Pl^t. was non-suited not
giving in his Reasons in
time according to Law

VINCENT STILSON of Marblehead Pl^t. . .

vers.

CAP^t. NATH^l. NORDEN &c Selectmen of Marblehead def^{ts}.

} On Appeale
from the
Judgm^t. of

Salem Court 24th. of June 1690, where s^d Cap^t. Norden &c recovered

Judgem^t. fifty five shillings in money according to Bill and costs of Court. The Parties join'd issue. The Reasons of Appeale & Evidences in the Case being read & comitted to the Jury and remain on file The Jury returned their Verdict viz^t. They find for the defend^{ts}. Confirmation of the former Judgem^t. & costs of Co^{ts}.

NATHANIEL GOOKIN &	* his wife Pl ^{ts}	} The Pl ^{ts} nonsuited not giving in the Reasons in time according to Law.
vers.		
EPHRAIM SAVAGE &c. . . .	defend ^{ts} .	

MARY SAVAGE Spinster Pl ^t .	} The Pl ^t was nonsuited not giving in her Reasons in time according to Law./
vers.	
EPHRAIM SAVAGE &c ^a . defend ^t	

JOSEPH LAMPSON Constable of Maldon pl ^t .	} On appeale from the Judgem ^t . of Charles-towne Court July 1 ^o .
vers.	
CAP ^t . WILLIAM GREEN defend ^t .	

1690 on adjournm^t. where s^d. Cap^t. Green recovered Judgem^t. for a staff or paire of Colo^s. to be returned to him as when taken away or six pounds in money & Costs of Court. The Reasons of Appeale & Evidences in the case being read and comitted to the Jury, The Jury returned their verdict viz^t They find for the defend^t. the Colours in Controversy or three pounds ten shillings in money & costs of Courts.

Lampson
vers.
Green
1 Jury

DANIEL REA of Salem. Pl ^t .	} On Appeale from the Judgem ^t . of	Rea vers.
vers.		Putnam
CAP ^t . JOHN PUTNAM of Salem def ^t .		

Salem Court June 24th. 1690 where said Putnam recovered Judgem^t. the land in Controversy & costs of Court: The Reasons of Appeale answers & Evidences in the Case being read & comitted to the Jury, The Jury returned their Verdict, viz^t. They find for the defend^t. Confirmation of the former Judgem^t. & Costs of Courts./

2 Jury.

* Left blank in the record.

JOHN STANBRIDGE pl'. vers. Samuel Goffe defendt. on an Appeale
 from the Judgem^t. of Cambridge Court April 15^o.
 1690 on a Replevin for a Negroeman named Jn^o.
 Cream, where s^d Goffe recovered six pence damage &
 costs of Court. The Reasons of Appeale and answers & evidences in
 y^e Case being read were comitted to y^e Jury, the Jury returned their
 verdict viz^t. confirmation of the former Judgem^t. &
 costs of Courts./

[241]

Adams
 vers.
 Mountfort

ESTHER ADAMS Adm^x. to the Estate
 of Cap^t. Sam^l. Adams Executor of
 the last will & Testam^t. of Thomas
 Adams Pl^t.
 vers.

HENRY MOUNTFORT of Boston Mer-
 chant . . defendt.

} On Appeale
 from the
 Judgem^t of
 the County
 Court holden

at Cambridge, in April, 1690, where s^d Mountfort recovered Judgem^t. ag^t.
 the Appellant One hundred & fifty pounds currant
 money of New England and costs of Court. The
 Courts Judgem^t. Reasons of Appeale & evidences in
 the Case produced being read & pleas made the Case was comitted to
 the Jury. The Jury returned their verdict, viz^t. They found for the
 Appell^t. The Reversion of the former Judgem^t. & costs of Courts.

GILES FIFIELD of Boston Marrin^r Pl^t.
 vers.

GEORGE BRADLEY Merchant def^t.

} On Appeale from the Judgem^t.
 of the County Court holden in

Boston Aug^o. 12. on Adjournm^t. from the 29th. July
 1690. where the s^d. Bradley recovered Judgem^t. ag^t.
 the s^d Fifield One hundred twenty one pounds seven
 shillings money by Bill of Exchange & Twenty One pounds more money
 damages & costs of Court. The Courts Judgem^t. Reasons of Appeale
 defend^{ts}. Answer & evidences in the Case produced &
 pleas by both parties made, the Case was comitted to
 the Jury, The Jury returned their Verdict thereon viz^t. They find for
 the defend^t. Confirmation of the former Judgem^t. & costs of Courts.

ALICE FRANCIS &c^a. of Cambridge Pl^{ts}.
 vers.

THOMAS DANFORTH Esq^r. defendt.

} the Appell^{ts}. was nonsuited
 not giving in their Reasons
 in time

THOMAS EDWARDS Marriner Pl^t.

vers.

ZECHARIAH JARVIS def^tOn Appeal from the Judgm^t. of
the County Court holden in

Boston on 12^o. Aug^o. by adjournm^t. from the 29 of July 1690. where s^d. Jarvis recovered Judgem^t. ag^t. the Appell^t. The goods sued for according to Invoice in Twenty dayes or pay One hundred & ninety pounds Eighteen shillings & one penny in money damage & costs. The Courts Judgem^t. Reasons of Appeale & evidences in the Case being read were comitted to the Jury who returned their Verdict thereon, viz^t. They find for the Plaint. The Reversion of the former Judgement & Costs of Courts.

Edwards
vers.
Jarvis.
1 Jury.

JOHN NEWMARSH of Ipswich Pl^t.

vers.

PETER BERRY of Ipswich defend^t.On Appeale from the || Judgem^t
of y^e || County Court holden at
Salem June 24th. 1690 where s^d

Berry recovered Judgem^t. ag^t. the Appell^t. Forfeiture of y^e bond two hundred pounds money & costs. The Courts Judgem^t. Reasons of Appeale and Evidences in the Case being read & comitted to the Jury. The Jury returned their Verdict thereon viz^t. They find for the Appell^t. The Reversion of the former Judgem^t. & costs of Courts.

Newmarsh
vers.
Berry.

PETER BERRY of Ipswich Pl^t.

vers.

JOHN NEWMARCH of Ipswich def^tOn Appeale from the Judgem^t. of
Ipswich Court March 25. 1690.

where s^d. Newmarch recovered Judgem^t. ag^t. the Appell^t. for twenty foure pounds according to Bill & three pounds six shillings more damage & costs _A

Berry
vers.
Newmarch

[Blank.]

[242]

PETER BERRY of Ipswich Pl^t.

vers.

JOHN NEWMARCH of Ipswich def^t.On Appeale from
the Judgem^t. of
the Court held at

Berry
vers.
Newmarch

Ipswich March 25^o. 1690: where s^d. Newmarch obtained Judgem^t. ag^t. the Appellant fifty nine pounds according to bill & ten pounds more damage and costs of Court. The Courts Judgem^t. Reasons of Appeale,

answers & Evidences in the Case being read were committed to the Jury. [^]

[Blank.]

Cap^t. Cyprian Southack Com^{mander} of the ship Porcupine by his libel & Information Exhibited unto this Court, Giving the Court to understand & be informed that in pursuance of a Com^{mission} given him by the Lords Com^{missioners} for Executing the office of Lord High Admiral of Engl^d. bearing date the 16th. day of July Anno. 1689. In the First year of y^e Reign of Our Sovereign Lord & Lady William & Mary now King & Queen over England &c^a. and Instructions thereto annexed for the takeing or seizing any merchant ship or ships belonging to France or ship or ships of any dominion under the French Power, or any ship or ships trading to or from f^rrance or any f^rrench Dominion, and to bring such ship or ships into any Port or Ports within their s^d. Ma^{ties} William & Mary's Sovereignty or of their f^riends or Allies to be proceeded ag^t. as suspected Prize He the s^d Cap^t. Cyprian Southack cruising upon the Banks of Newfoundland in the s^d. ship Porcupine on the 20th day of July in the second year of their s^d Maj^{ties} [^] over England &c did take & seize the ship called the Gift of God belonging to France of y^e Burthen of Eighty Tonns or thereabouts whereof one Romain L'Cordier a f^rrenchman Subject to y^e f^rrench King was master laded with f^rrench wine brandy, fish & salt navigated with Frenchmen Enemies to their s^d. Maj^{ties}. William & Mary, and is become a lawful Prize to the s^d. Cyprian Southack who hath brought the same into this Port for the Condemnation thereof as the Law in that case directs. Praying the advice of this Court, for the Condemnation & Confiscation of y^e afores^d. Ship the Gift of God together with all her rigging, tackle f^rurniture am^{unic}on and apparel to y^e s^d Cyprian Southack as a free & lawful Prize according to the Com^{mission} & Instructions given to him as afores^d., and y^e several Proclamations Laws & Statutes in that case made & provided.

Upon reading & due Consideration of y^e afore recited Com^{mission} & Instructions, and hearing the Confession of the s^d. Romain L'Cordier late Master and Tout saints Le sont late mate of the within named ship Gift of God (both of them personally Appearing in Court. [^] The Court do adjudge declare & decree the s^d. Ship Gift of God, with all her rigging tackle f^rurniture apparel and lading to be lawful Prize & confiscate unto the s^d Cap^t. Cyprian Southack as belonging to y^e Sub-

jectes of the ffrench King King,* Enemies to their Ma^{ties}. William & Mary King & Queen of Engl^d &c at the time of the takeing & seizing thereof.

[243]

Capⁿ. Cyprian Southack Commander of the ship Porcupine by his libell and Information exhibited unto this Court, Giveing the Court to understand & be informed, That in pursuance of a Comission given him by the Lords Com^{rs}. for executing the office of Lord High Admirall of England &c bearing date the 16th day of July Anno 1689 in the first yeare of the Reign of o^r. Sovereign Lord & Lady William & Mary now King & Queen over England &c^a. and Instructions thereunto annexed for the takeing or seizing any Merchant ship or ships belonging to ffrance, or ship or ships of any dominion under the ffrench Power, or any ship or ships tradeing to or from ffrance, or any ffrench dominion not haveing their Maj^{ties}. Pass or by their Ma^{ties}. Power, and to bring such ship or ships into any Port or Ports within their s^d. Ma^{ties}. William and Mary's Sovereignty or of their friends or Allies to be proceeded against as suspected Prize, And whereas farther the s^d. Cyprian Southack by his s^d. libell gives the Court to understand, That the ship William of Waymouth of the burthen of seventy Tons or thereabouts whereof one Jacob Chubb of s^d Waymouth in the Kingdome of England was Com^{mander} was in y^e month of October last past taken from s^d. Jacob chubb then master thereof with the seamen thereunto belonging by the Portugal Frigott of the Harbour of S^t. Mallo in ffrance, Privateers, Enemies of their Ma^{ties}. William & Mary, and was by them carryed in || to || the s^d. Harbour of S^t. Mallo in France, and there made Prize, and adjudged publickly to one W^m. Vincent s^r. of Bas sa blous Burgess and Merch^t. dwelling in s^d. Town of s^t. Malo, & subject of the French King And farther that the s^d Jacob Chubb haveing confederacy & combination with one Jacob Seale of the Island of Jersey merch^t. and correspondency &c with the afores^d William Vincent & others Subjects of the ffrench King did there contract & agree at s^t. Malo afores^d. wth. s^d w^m. Vincent for the s^d Ship William of Waymouth wth. her Rigging ffurniture & Apparel, and afterwards sailes wth. s^d ship loaded with ffrench wines, brandy, bread, salt & linnen for Newfoundland haveing lettpasses & certificates from the s^d ffrench King, and his subordinate Officers wth. special charge to observe the Orders of the s^d. ffrench King &c against the form & effect of their

* Repeated in the record.

Ma^{tes}. William & Mary's Proclamation of warr and divers other Proclamations lawes statutes & ordinances in such cases made & provided. . And whereas the s^d. Cap^t. Cyprian Southack further informes that by vertue of his aforementioned Comission & Instructions to him given, cruising upon the Coast of New-foundland in the ship Porcupine, on the twenty seventh day of June in the second yeare of their Maj^{ties}. Reign over England &c at Scilly Cove in Newfoundland he took & seized the s^d William of Weymouth loaded as afores^d whereof the s^d Jacob Chubb was master, with all her Cargo, sailes Cables &c trading to & from France under the Protection of the ffrench King, contrary to the Comission & Instructions thereunto annexed, Proclamations laws statutes & ordinances afores^d, and the s^d. Cap^t. Cyprian Southack hath brought s^d. Ship into this Port [244]

for Condemnation thereof as the Law directs and desires the advice of this Court in the premisses and due process in the Law, and the Judgem^t. sentence & decree of this Court for Condemnation and Confiscation of s^d. Cargoe & the ship William with all her guffs, rigging tackle &c to the s^d. Cyprian Southack & company as a free & lawfull Prize according to the afores^d. Comission & Instructions, statutes & Ordinances in that case made & provided.

The Court upon several Considerations & difficulties in this Case refer the same to be tryed & determined by the High Court of Admiralty of England.

Cap^{ne}. Cyprian Southack Comander of the ship Porcupine by his libell and Information exhibited unto this Court, Giveing the Court to understand & be informed, that in pursuance of a Comission given by the Lords Com^{rs}. for Executing the office of Lord High Admirall of England &c bearing date the 16th day of July Anno 1689 in the first year of the Reign of our Sovereigne Lord & Lady William & Mary now King & Queen over England &c And Instructions thereunto annexed for the takeing & seizing any Merchant ship or ships belonging to ffrance or ship or ships of any dominion under the ffrench Power or any ship or ships trading to or from France, or any ffrench Dominion, not haveing their Ma^{tes}. Pass, or by their Ma^{tes}. Power, and to bring such ship or ships into any Port or Ports within their Ma^{tes}. William & Mary's soveraignty or of their ffriends or Allies to be proceeded ag^t. as suspected Prizes, And whereas further Cap^t. Cyprian Southack in s^d. Libell gives this Court to understand & be informed, That the ship Richard of Boston

afores^d. Burthen One Hundred & Forty Tunns whereof William Harris was late master belonging to the Subjects of King William & Queen Mary bound from New England to London was by the ffrench King's Subjects taken from s^d. William Harris about the month of June or July in the yeare 1689, and carryed into S^t. Malo in ffrance, and there made a Prize, and ffurther, That Frederick Clutterbuck of the City of London Merchant in S^t. Mallo afores^d. bought s^d. ship Richard, and all her appurtenances of the s^d ffrench Kings Subjects or Allies, and in & upon s^d. ship Richard in s^d Port of S^t. Mallo afores^d. a Considerable Cargoe of Goods of the Growth, Production & manufacture of the Kingdom of ffrance s^d. Clutterbuck did lade & ship, viz^t. ffrench Brandy, French wine, ffrench Canvas & lines and French Provisions which he there bought of the ffrench Kings Subjects And with the s^d. ship Richard now called the ffrederick & his cargoe of French Goods & Provisions, under the ffrench Kings Protection & Pass (one Caleb Barnes being master) did saile directly from the Port of S^t. Malo in Franceto Bonavis * Road in Newfoundland one of their Ma^{ties}. King William & Queen Mary's Plantations in Newfoundland did there sell & dispose of their cargoe of ffrench Goods not having landed the same in England Wales or Berwick, nor haveing any cleering Pass or Protection from their Maj^{ties}. or any of their Officers in England Wales or Berwick, which is contrary to the Express Comānd of their Ma^{ties}. in the Proclamation of warr which expressly forbids all their Ma^{ties}. Subjects to hold any correspondence or Combination with the ffrench King or his subjects and [245]

contrary to severall other laws & orders in that behalfe made & Provided And the s^d Cap^t Cyprian Southack by vertue of his Comission, and according to the Instructions thereunto annexed hath legally seized the s^d ship Richard otherwise called the ffrederick, with all her Guns, Ammunition, Tackle Fur[n]iture and apparel, and her loading, and brought them into this their Ma^{ties}. Port of Boston to be proceeded with according to law, Praying the Advice of this Court &c. as in the s^d libell is set forth. Issue is joyned, for Breach of their Ma^{ties}. Proclamation of Warr

Upon hearing the several Pleas and Allegations of both Parties, Nothing appearing That the ship had any ffrench Goods on board at the time of seizing her, but being laden with ffish./

The Court adjudge declare & decree for the defend^t. (That is to say) That the s^d ship Richard ats Frederick with all her

* Bonavista?

guffs Affunicōn Tackle, Apparel, Furniture, and lading of Fish be released from the s^d seizure and delivered unto the s^d Frederick Clutterbuck.

Henry Toltwood of Newberry Indicted by the Jurors for our Sovereign Lord and Lady the King & Queen, upon their Oaths, ffor that the s^d. Henry Toltwood on the thirteenth day of the month of August in the yeare 1690 in the second year of their Ma^{ties}. Reigne at a certain Place called Rowley woods in the Massachusetts A^wth. fforce & armes in & upon Elizabeth Horsely of Rowley afores^d in the Colony afores^d a Maid of the Age of Eighteen yeares then & there in the Peace of God & the King & Queen being did make an Assault, and ag^t. the will of the s^d. Elizabeth Horsly ffelloniously did Ravish & carnally know, Against the Peace of o^r. soveraigne Lord & Lady the King & Queen, and contrary to the laws of England & of this Colony in that Case made & provided. On s^d Indictment was arraigned, pleaded not guilty, put himselfe upon Tryall, by God & the Country. The Jurors upon their Oathes say, That s^d Henry Toltwood is not guilty according to Indictment.

[246]

Grand Jury

Mr. John Dossett
Arthur Mason
Thomas Bligh
Jeremiah Fitch
Isaac Jones
John Bird
Samuel Gookin
Samuel Gore
Benjn. Tucker
Solomon Phipps
John Call
John Warren senr.
Thomas Flegg junr.

At a Court of Assistants holden at Boston March
3^d. 1690/1

Present.

The Hon^{ble}. Simon Bradstreet Esq^r. Gov^r.
Thomas Danforth Esq^r. Deputy Gov^r.

Wait Winthrop	} Esq ^{rs} Assist ^{rs}	James Russell	} Esq ^{rs} . Assist ^{rs} .
William Johnson		Samuel Appleton	
Elisha Hutchinson		Samuel Sewall	
Isaac Addington		John Smith	
Jonath ⁿ . Corwin			

_____	WILLIAM BOLDEPERSON of Boston	} On Appeale from the County Court held in Boston Octob ^r . 28, 1690, where the defend ^t . sued the Appell ^t . in an Action of the case for non paym ^t . of three pounds fifteen shil- lings & five pence money due for severals deliv rd . s ^d
Jury of Tryalls	Adm ^r of the estate of THOMAS	
_____	THURTON late of Boston dec ^d . Pl ^t .	
Mr. John Gardner	1. Jury vers.	
John Cotta	WILLIAM COLMAN of s ^d Boston def ^t .	
John Blake		
David Jones		
Sam ^l . Oldham		
John Squire		
James Draper		
John Davis		
John George		

Thurtons wife in the month of November 1688 &c and recovered Judgem^t. Twenty two shillings 6^d money & costs. The Reasons of Appeal & Evidences in the Case being read & pleas made, The Case was committed to the Jury, The Jury find for the defend^t. Confirmation of the former Judgem^t. twenty two shillings six pence & two pound twelve shillings & eleven pence more in money & costs of Courts.

Samuel Lord
Samuel Blunt
Isaac How

2 July

Elizur Holloke
William Downe
Nath^l. Glover
Desire Clapp
John Sharp
Isaac Morris
Isaac Newell
Samuel Douse
Samuel Kettle
Phillip Shattock
Richard Child
Sam^l. Gaskill

ELIZABETH LOFT, Ex^{ra}. of Rich^d
Loft dec^d Pl^t.

1. Jury vers.

NATHANAEL OLIVER of Boston
Merch^t. def^t.

On Appeale from
the County Court
held at Boston
Jan'y 27. 169^o/₁

where the Appell^t. sued y^e def^t. in an action of debt of six pounds two shillings money due for Malt & was cast costs of Court. The parties Joyned issue The Courts Judgem^t. Reasons of Appeal & Evidences were read & committed to the Jury The Jury find for the Appell^t. Reversion of the former Judgem^t. and six pounds two shillings in money damages and Costs of Courts

S^r. WILLIAM PHIPPS late Com^dander of the frigott
the Golden Rose Appel^t.

vers.

ROBERT BRONSDON of Boston merch^t. def^t.

On Appeal from
the County Court
held at Boston

Jan'y 27. 169^o/₁ where the s^d Rob^t. Bronsdon sued the Appel^t. for deteining severall summs mentioned in three severall Bills viz^t Tho: Cloft, Henry Gabrick, John Bloar, George Wright & Edw^d. Nayler & the Appel^t. cast twenty five pounds seventeen shillings six pence money & costs. The Reasons of Appeal & evidences of the Case being read and pleas made the Case was committed to the Jury. The Jury returned their Verdict. They find for y^e Appel^t. Reversion of the former Judgem^t. and Costs of Courts.

S^r. WILLIAM PHIPPS Kn^t. als W^m. Phipps late
com^dander of y^e frigot Golden Rose Appel^t.
vers.

ROBERT BRONSDEN of Boston Merch^t. def^t.

On Appeal from
the County Court
holden at Boston
Jan'y 27 169^o/₁

[247]

Where the Appell^t was sued in an Action of Debt of One hundred ^l in mony due by one Obligation under the Appel^{ts}. hand & seale dated 15th. decemb^r. 1683. and was cast to pay one hundred pounds penalty of the bond & costs from w^{ch} he appealed. The Courts Judgem^t. Reasons of Appeal & Evidences in y^e case being read were comitted to y^e Jury. The Jury find for the Appel^t. Reversion of the former Judgem^t. & costs of Courts.

S^r. WILLIAM PHIPPS, otherwise Cap^t. W^m.
Phipps late comander of y^e frigot Golden
Rose Appel^t.

vers.

ROBERT BRONSDON of Boston merch^t. defend^t.

On Appeal from the
County Court holden
at Boston 27th of Jan.

uary 169^o/₁, where the Appel^t. was sued by the s^d Rob^t. Bronsdon in an action of Debt for non paym^t. of two hundred pounds due by vertue of an obligation bearing date 11th. Jan'y 1683, and was cast two hundred pounds penalty of the bond & Costs, from w^{ch}. Judgem^t. he appealed. The Courts Judgem^t. Reasons of Appeale & Evidences in the Case being read were committed to the Jury, The Jury returned their Verdict, They find for the Appel^t. Reversion of the former Judgem^t. & costs of Courts.

THOMAS BULKLEY of Boston Merch^t. Appel^t.

vers.

NATHANIEL THAYRE & JOSEPH PARSON^s both
of Boston Merch^{ts} defend^{ts}.

On Appeal from the
County Court held in
Boston October 1690,
where the s^d Thayre

& Parsons sued the Appel^t. for a true Acco^{ts}. of goods & Merchandize with y^e effects as sold at Providence s^d Goods being loaden on board Ship Concord Gregory Sugars Comander &c and the Appel^t. was cast to give a just & true Acco^{ts}. of s^d Goods & merchandize within thirty dayes or pay One hundred & six pounds seven shillings & foure pence money &c The Reasons of Appeal & Evidences in the Case were read & comitted to y^e Jury. The Jury find for y^e defend^{ts} Confirmation of the former Judgem^t. & costs of Courts.

PETER TOPPAM of Newbery appel^t.

vers

JACOB TOPPAM of s^d Newbery defend^t.

The Appel^t. & defend^t.
made an Agreem^t. under

hand & seal as a finall issue between them and desired liberty of the Court to withdraw their Action w^{ch}. was granted

[248]

STEPHEN SMALL of Salem Appel^t.

vers

JOHN BULLOCK . . . defend^t.

} On appeale from the County Court of Salem 25th. 9^{bre}.

1690 which Judgem^t. was for s^d Bullock the land in controversy & costs The reasons of Appeal & evidences in y^e case were read & co^mmitted to the Jury, The Jury find for the def^t. Confirmation of y^e former Judgem^t. & costs of Courts.

THOMAS SMITH of Boston blacksmith Pl^t.

vers.

GEORGE HISKETT of Boston Marr^r. defend^t.

} On Appeal from the County Court held in

Boston October 28. 1690, at w^{ch}. Court Judgem^t. was for the s^d. Hisket Eight pounds twelve shillings six pence & to secure him from Tho: Roberts & to give him a deed of sale for one quarter part of the ship built by s^d. Roberts &c within ten dayes or to pay to y^e s^d Hisket one hundred & forty pounds money & costs

The Courts Judgem^t. Reasons of Appeal & evidences in the case being read were co^mmitted to y^e Jury. The Jury find for y^e Pl^t. Reversion of the former Judgem^t. & costs of Courts. Execution issued May 27, 1691.

PALTY DORRELL widow & Martha Bent, Pl^t.

vers

JOHN FOSTER & Abigail his wife &c def^{ts}.

} On Appeal from the County Court held at Boston 27 Janry 1690/1 where Judgem^t. was for the s^d ffoster &c Possession of

the house & land sued for & costs. The Courts Judgem^t. Reasons of Appeal & evidences in the case being read, The Case was co^mmitted to the Jury. The Jury find for the Appel^t. Reversion of the former Judgem^t. and Costs of Courts.

JOHN BIGG of Boston merch^t. Pl^t.

vers.

THOMAS HARWOOD & Rachell his wife def^t.

} On Appeal from the County Co^{rt}. holden in Boston October 28th. 1690 where s^d. Harwood & Rachell his wife sued the Appel^t. for refuse-

ing to give possession of a certain Messuage or Tenem^t. in Boston belonging to s^d Tho: Harwood and Rachel his wife in right of s^d Rachel &c where Judgem^t was for Possession of y^e Messuage or Tenem^t. sued for & costs. The Reasons of Appeal, answers & evidences in the case being read were comitted to the Jury. The Jury find for the Appel^t. Reversion of the former Judgem^t. & Costs of Courts.

NICOLAS TIPPET of Boston merch ^t . Appel ^t . vers. S ^r . TIMOTHY THORNHILL of Barbados Barr ^t . def ^t	}	On Appeal from y ^e County Court holden in Boston 27 th Jan'y. 1690 ¹ , where Judgem ^t . was for s ^d Thornhill fourteen hh ^d & sixteen Tearces of Muscovado sugar & costs. The Courts Judgem ^t . Reasons of Appeal & evidences in the Case were read & comitted to the Jury. The Jury find for the def ^t . confirmation of y ^e former Judgem ^t . & costs of Court.
--	---	---

[249]

JOHN BLANEY sen ^r of Salem Pl ^t . vers. WILLIAM DUNTON of Salem Goalkeep ^r def ^t	}	On Appeal from the County Court held at Salem 25 th . 9 th : 1690 where Judgem ^t . was [^] s ^d W ^m . Dunton the pl ^t . sixteen pounds, two shillings in money & costs. The Reasons of Appeal & evidences in the Case being read, were comitted to y ^e Jury The Jury find for the defend ^t . Confirmation of the former Judgem ^t . and costs of Courts./ upon the motion of m ^r Christopher Webb y ^e Appel ^{ts} . Attorney the Execution is respited.
--	---	---

JAMES ADLINGTON of Boston Marrin ^r . Pl ^t . vers. ANN FERNES widow & Adm ^{rs} . of Peter fferns def ^t .	}	On Appeal from the Judgm ^t . of the County Court holden at Boston October 28. 1690. where Judgem ^t . was for s ^d ffernes Ninety three pounds money & costs. The Reasons of Appeal & Evidences in the Case being read & comitted to y ^e Jury. The Jury find for the Defend ^t . Confirmation of the former Judgem ^t . & costs of Court.
---	---	---

PHILIP ENGLISH of Salem Merch'. Pl'.
 vers.
 PHILIP CROMWELL of s^d Salem defend'. } On Appeal from the County
 Court at Ipswich Sep'.
 30th. 1690, where Judgem^t. was for the def^t. cromwell costs of Court.

The Reasons of Appeal Answers and Evidences in the case being read were committed to the Jury. The Jury returned their Verdict viz^t. They find for y^e def^t. Confirmation of the former Judgem^t. and costs of Courts.

SAMUEL HEMLOCK of Boston Mar'. Pl'.
 vers.
 GEORGE MOUNTJOY of s^d Boston Mar'. def^t. } On Appeal from y^e County
 Court holden at Boston
 28th October 1690 where Judgem^t. was for the Pl^t. Mountjoy, Forty Pounds money & costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the case were read & comitted to the Jury. The Jury find for the def^t. Confirmation of the former Judgem^t. & costs of Court.

JONAS CLAY of Boston mar'. Pl'.
 vers.
 NATHAN^{LL}. JEWELL of Boston mar' def'. } On Appeal from the Judge-
 m^t. of the County Court
 held at Boston October 28th. 1690 where Judgem^t. was for s^d Jewell Three Pounds twelve shillings & nine pence money & costs. The Reasons of Appeal & Evidences in the case being read were comitted to y^e Jury. The Jury find for the appellant, Reversion of the former Judgem^t. & costs of Courts.

[250]

THOMAS CLARKE of Boston Pl'.
 vers.
 SETH WYMAN of Woobourn def'. } On Appeal from y^e County Court
 held at Boston Octob^r. 28. 1690
 where Judgem^t. was for the Pl^t. Thomas Clark Ten hundred weight of good merchantable hopps according to Bill or twenty pounds in money in ten dayes & costs. The Reasons of Appeal and Evidences were read & comitted to y^e Jury. The Jury find for the def^t Reversion of the former Judgem^t. & costs of Court.

THOMAS EYRE of Boston Marrin^r Pl.
vers
JOHN EYRE of Boston Merch^t. def.

The Appell^t. withdrew.

The Court being informed that Samuel Newton of Marlborough did sometime since marry with Rebekah his late Uncle Isaac Newton's widow (by whom she hath issue one Daughter), and hath lived wth her as his wife by whom he hath had two children. The s^d Parties both appearing and confessing the truth of what is above written. Upon consideration thereof, The Court do Judge the s^d Persons at the time of s^d Marriage to have stood within the line of Affinity forbidden Marriage by the word of God, as also by the Law of England and their living together incestuous, And therefore forbid the s^d Persons any Cohabitation or fellowship together as man & wife for the future, under the severest penalty.

Mary Stebbins, wife of Samuel Stebbins of North hampton complaining to this Court, That her s^d husband Sam^l. Stebbins dureing the time of their marriage hath committed Fornication with divers other women by whom he hath had several Bastard children, and now for some yeares past hath withdrawn himselfe from the fellowship & cohabitation with her s^d. Mary; Praying that she may obtain a Bill of Divorce; It's Ordered that a Notification of the s^d. compl^t. & Petition be sent unto the s^d. Samuel Stebbins, with the time appointed for hearing the same at the adjournm^t. of this Court April 16, 1691. That so he may have oppertunity then to appear, and shew cause (if any he have) why the s^d. Mary should not have her Peticōn in y^t. behalfe granted.

m^r. Samuel Gookin was by the Court of Assistants appointed Marshall General for the time & untill further order by the Gen^l Court and tooke his Oath in open Court.

The Court adjourned to 17th. March 169^o/₁

[Large Blank.]

[251]

Jahleel Brenton Gen^l collector surveyor & searcher of their Ma^{ties}.
Customs in New England who as well for their Ma^{ties}. as for Simon

Bradstreet Esq^r. Govern^r. of their Majesties Colony in New England as for himself coming into the Court of our s^d. Sovereigne Lord & Lady the King & Queen afores^d.

Giveing s^d. Court to know & be informed. That whereas there is one Act of Parliament made in the ffifteenth yeare of the Reign of King Charls the second over England &c^a. Entituled An Act for the Encouragem^t. of Trade; in which Act among other things it is Enacted. That from & after the five & Twentieth day of March, one thousand six hundred sixty foure No Comodities of the Growth, Production or Manufacture of Europe shall be imported into any Land, Island, Plantacōn, Colony Territory or Place to his Ma^{ty}. belonging, or which shall hereafter belong unto or be in the Posession of his Maj^{ty}. his heires or Successo^rs in Asia, Africa or America (Tangier only Excepted) but what shall be bonâ fide & without Fraud laden & shipped in England Wales or Towne of Berwick upon Tweed, and in English built Shipping, or which were bonâ fide bought before the first day of October, one thousand six hundred sixty two, and had such certificate thereof as is directed in one Act of this present Parliament entituled an Act for preventing ffraud & regulateing abuses in their Ma^{ty}. Customes, & whereof the master & three fourths of the Marrin's at least are English

[252]

And which shall be carryed directly thence to the s^d. Lands Islands Plantations Colonies Territories or Places, and from no other Place whatsoever by land or water, And if by water of the ship or vessell in which they were imported with all her guns, tackle furniture amfinition & apparel, One third to his Ma^{ty}. his heires & successo^rs. One third part to the Govern^r. of such land Island Plantation Colony, Territory or Place into which such goods were imported, If y^e s^d. ship Vessell or goods be there seized or Informed ag^t. & sued for, otherwise that third also to his Ma^{ty}. his heires & successo^rs and the other third part to him or them who shall seize inform or sue for the same; in any of his Ma^{ty}. Courts, in such of the s^d. lands, Islands Colonies, Plantations, Territories or Places where the offence was comitted, or in any Court of Record in England by Bill Information, plaint or other Action, wherein no Essoyn, Protection or wager in law shall be admitted.

And ffurther the s^d. Jahleel Brenton Giving s^d. Court to know & be informed that Nicolas Lawrence master of the Katch Salisbury, the Paines & penalties of the fore recited Act not regarding, did on or about the ninth day of February in the year of our Lord One Thousand

six hundred & ninety in the second year of their Ma^{ties}. Reign import in the Katch Salisbury into Boston aforesaid a Colony or Place belonging to their s^d. Maj^{ties}. in New England several Goods & Merchandizes of the Growth, Production or manufacture of Europe, which was not bonâ fide & without fraud laden & shipped in England Wales or Towne of Berwick upon A, The goods imported are as followeth, One chest containing Twelve peices of Kersey, sixteen peices of worsted stuffs, foure peices of silk crape, twenty peices of Scottish cloth seventeen Papers of Buttons, two peices of Friez, one peice of white & one peice of Red Bayes, one peice of course striped stuff, Two Bailes containing sundry peices of Fustians or demitys. One Baile containing twelve peices peices* of white & foure peices of browne linnen, one small Baile containing twelve peices of Hamborough linnen q^t. 449½ Ells — In a Rugg is contained seven broad peices & foure peices & an halfe of Ticking, One bag of Haberdashery — Forty Barrels of powder, ffive hh^{ds}. of Nails — one smal bundle containing four peices of silk crape, six peices of worsted stuffs, Three papers of Buttons, which goods & merchandize are justly become forfeited, as also the Katch Salisbury with all her Guns, Ammunition, furniture & apparel, one third part to their Ma^{ties}. one third part to Simon Bradstreet Gov^r. and the other third part to Jahleel Brenton as afores^d who sues for the same praying the advice of the Court & Judgement accordingly.

Nicolas Lawrence master of y^e s^d Katch Salisbury comes into Court the day & year above-written, and to the matter of y^e Information pleads, Not guilty; Issue is thereupon joyned, And after a full hearing of y^e Pleas & Evidences offered by Each party. The Jurors upon their oaths say. They find for the Pl^t. The Forfeiture of the Goods & Katch Salisbury according to Information, The Court receiv[e] and record their Verdict, and enter up Judgem^t. accordingly./

Nicolas Lawrence afores^d appealed from this Judgem^t. unto the Lords Com^{missio}ⁿ. of the High Court of Admiralty of Engl^d. w^{ch}. was granted, and himselfe as Principal and Col^l. Nicolas Paige as surety bind themselves their heires Exⁿ & Admⁿ jointly & severally in y^e sum^m of ffive hundred pounds curr^t. money of New-Engl^d to their Ma^{ties}. King William & Queen Mary & to the parties concerned, on Condition s^d Nicolas Lawrence shall prosecute his Appeal before y^e Lords Com^{missio}ⁿ with Effect and shall pay all such costs & damages as shall by s^d com^{missio}ⁿ awarded ag^t them

* Repeated in the record.

[253]

At a Court of Assistants holden in Boston September 22th. 1691 by Adjournment from the first day of s^d. September./

Present.

Simon Bradstreet Esq^r. Govern^r.

James Russell	{ Esq ^{rs} . Assist ^{rs} .	William Stoughton	{ Esq ^{rs} . Assist ^{rs} .
William Johnson			
John Hathorn		Samuel Appleton	
Elisha Hutchinson		Samuel Sewall	
John Phillips		Isaac Addington	

EDWARD NEELAND sen ^r Husbandm ⁿ Pl ^t .	{ On Appeal from the County
ISAAC FOSTER sen ^r defend ^t .	

Court held at Salem June 30th. 1691, where the s^d Foster recovered Judgem^t. the land in controversy & costs The Courts Judgem^t. Reasons of Appeal & evidences in the case being read & committed to the Jury. The Jury find for the defend^t. Confirmation of the former Judgem^t. & costs of Courts.

Grand Jury sworn

Cap^t. Edw^d Wyllly
foremⁿ

James Green
Thomas Downe
Robert Bronsdon
Seth Perry
Edward Dorr
John Capen
Thomas Tilestone
Samuel Ballard
John Knight
Samuel Stone
John Tidd
John Whitney

Jury of Tryalls
sworn

JOHN PAUL of Lynn . . Pl ^t .	{ On Appeal from the County Court held at Salem
TIEG A BARROW of Boston def ^t .	

June 30th. 1691. where Judgement was for y^e Pl^t. Tieg A Barrow the land in controversy & costs. The Courts Judgm^t. Reasons of Appeal & Evidences in the[^] were read & committed to y^e Jury The Jury find for the defend^t. Confirmation of y^e former Judgem^t. & costs of Courts.

Cap^t. Rich^d Crisp
foremⁿ.

Edward Crick
Thomas Davis
Thomas Stanbury
John Scott
Joseph Leeds
John Capen jun^r.
John Watkins
Nathan^l. Adams
Abraham Hill
William Russell
Thomas J^r. Ammond

JOHN CLARK . . Pl ^t	{ The pl ^t . ^
ABIEL LAMB def ^t .	

JOHN BURNAM jun ^r of Chebacco of Ipswich Appel ^t .	{ On Appeal from y ^e Judgm ^t . of the County Court holden at Salem
ROBERT CROSS sen ^r . of Chebacco of Ipswich defend ^t .	

2 Jury of Tryalls
sworn

m^r Caleb Church
foremⁿ.
George Ellistone

Josiah Holland
William Chaplin
Ephraim Pason
William Pratt
Nicolas Lobdell
Joseph Simons
Samuel Gibson
Bartholomew Green
Sam^l. Herrington
John Hastings.

30th June 1691 In an Action of the Case, for that s^d. John Burnam as a Trespasser for several late yeares improved a certain parcel of salt marsh of s^d. Crosses conteining by Estimation neer Thirty Acres lying at Chebacco afores^d & still keeps the pl^t. out of poses- sion to his dammage one hundred pounds money accord- ing to attachm^t. dated 12^o. June 1691. at w^{ch}. Court

the Jury found for y^e pl^t. the land in controversy &c from w^{ch}. the defend^t. appealed The Attachm^t. Courts Judgem^t. Reasons of Appeal & Evidences in y^e Case being read comitted to y^e Jury & are on file w^{ch}. the Records of this Court, The Jury returned their verdict thereon viz^t. [254]

They find for the Appellant, Reversion of the former Judgem^t & costs of Courts.

JOSEPH MASON of Watertown Appel^t.
vers.

JOHN STONE &c^a. selectmen of Water-
town def^{ts}.

} On Appeal from the Judgem^t.
of the County Court held at
Cambridge April 7th. 1691,
where s^d selectmen sued the

Appell^t. in an Action of the Case for neglecting Gathering the Rates made for the use of the Towne & comitted to s^d Mason to collect & levy as p^p Attachm^t on file bearing date March 21. 169⁹ where the Jury found for y^e Jury found for* y^e pl^{ts}. Fifty five pounds Eight shillings eleven pence mony & costs from w^{ch}. Judgem^t. the def^t. appealed. The Courts Judgem^t. Reasons of Appeal, Answer & evi- dences in the Case being read & pleas by both parties made, the case was comitted to y^e Jury. The Jury returned their Verdict thereon viz^t. They find for y^e Appel^t. Reversion of the former Judgem^t. & costs of Courts.

REBEKAH STEBBINS of Boston widow Pl^t.
vers.

PHILIP ENGLISH of Salem defend^t.

} On a scire facias on a
Judgm^t. of the County
Court holden at Boston

November 19th. 1689 & confirmed by the Court of Assist^{ts}. April 8th. 1690 where s^d Stebbins recovered Judgem^t. for the delivery of a boat & appurtenances in ten dayes and three pound in money dammage or in default thereof to pay Twenty pounds in money & costs. The defend^t.

* Repeated in the record.

pleaded he had a legall tender of s^d Boat according to Judgem^t. which issue was co^mmitted wth. the evidences to the Jury. The Jury returned their verdict. They do not find a legall tender. The Court determine and give Judgem^t. for seventeene pounds being the remaining part of the Judgement & costs.

BENJAMIN WALKER of Boston Merch^t Pl^t.

vers

JAMES HAWKINS of s^d. Boston Bricklayer def^t.

} On Appeal from the County Court held in Boston July 18th. 1691, where the Appell^t. sued s^d. Hawkins for not paying y^e pl^t. five pounds ten shillings money due by Agreem^t. & promise &c wth. Judgem^t. was for the defend^t. costs of Court. The Reasons of Appeal and evidences in the Case were read & co^mmitted to y^e Jury. The Jury find for the Appell^t. Reversion of the former Judgem^t. and five pounds & ten shillings in money da^mages & costs of Courts Execution issued Oct 6. 1691

WILLIAM WARREN of Boston Appel^t.

vers

ELLIS CALLENDER of Boston def^t.

} On Appeal from the Commis- sionⁿ Court holden at Boston July. 14th. 1691 where s^d Calender had Judgem^t. Ten bushells of salt & costs. The Courts Judgem^t. Reasons of Appeal and Evidences in the case were read & co^mmitted to the Jury. The Jury find for the Appel- lant Reversion of the former Judgm^t. & costs of Courts.

AMOS MARRETT Pl^t.

vers.

JAMES HOLLAND defend^t.

} On Appeal from the County Court held at Charltowne June. 19th. 1691 by adjournm^t. where s^d Holland obtained Judgem^t. fifty shillings money or the Mare in controversy. The Reasons of Appeal & evidences in the case were read & co^mmitted to y^e Jury The Jury find for y^e defend^t. confirmation of y^e former Judgem^t. fifty shillings mony da^mage & costs of Courts Execution issued october 5, 1691.

[255]

THOMAS DENNIS of Ipswich Pl^t.

vers.

JOHN WAINWRIGHT of s^d. Ipswich def^t.

} On Appeal from the County Court holden at Ipswich March 31. 1691. where Judgem^t. was for the s^d. Wainwright Fifty shillings money da^mage &

costs &c The Courts Judgm^t. Reasons of Appeal & Evidences in the case were read comitted to y^e Jury The Jury find for the Defend^t. Confirmation of the former Judgem^t. & costs of Courts.

Cap ^t . STEPHEN CROSS of Ipswich Plantff.	}	On Appeal from the County Court held at Ipswich March 31 st .
vers.		
JOHN LOW Tertl. Atto ^{ry} . to SAM ^{ll} . YOUNG—	}	On Appeal from the County Court held at Ipswich March 31 st .
LOVE, def ^t		

1691. where the Judgem^t. of Maj^r Sam^{ll}. Appleton was confirmed. The Reasons of Appeal & Evidences in the case were read & comitted to the Jury, The Jury find for the Pl^t. Reversion of the former Judgem^t. & costs of Court.

WILLIAM FAIRFIELD of Wenham Pl ^t .	}	On Appeal from the County Court held at Ipswich March 31. 1691. in an action of Trespass where Judgem ^t . was for the defend ^t . costs of Court. The Courts Judgem ^t . Reasons of Appeal & Evidences in the Case being read & comitted to the Jury. The Jury find for the Appell ^t . Reversion of the former Judgem ^t . and Two shillings & nine pence money damage & costs of Courts.
vers.		
JOHN FAIRFIELD of Ipswich def ^t .	}	On Appeal from the County Court holden in Ipswich 31 st . March 1691.

PHILIP WHITE of Beaverly Pl ^t .	}	On Appeal from the County Court holden in Ipswich 31 st . March 1691.
vers.		
GEORGE STANLEY of s ^d . Beaverley def ^t .	}	in an action of Appeal from the County Court holden in Ipswich, March 31, 1691. where the Appell ^t . was cast, the Jury finding for the pl ^t . the Hull or body of the ship in Controversey

where the Jury found for y^e defend^t. costs. The Courts Judgem^t. Reasons of Appeal & evidences in the Case were read & comitted to y^e Jury. The Jury find for the Appell^t. Reversion of the former Judgem^t. and Twelve Pounds ten shillings damage the one Third money, the other two Thirds in Country pay & costs of Courts.

COL ^l . NICOLAS PAIGE Attorney of Cap ^t . Andrew	}	in an action of Appeal from the County Court holden in Ipswich, March 31, 1691. where the Appell ^t . was cast, the Jury finding for the pl ^t . the Hull or body of the ship in Controversey
Dolbery appell ^t .		
vers.	}	
JACOB MORRELL of Salisbury shipwright, def ^t .		

or seven hundred pounds money damage & Costs of Court. The Courts Judgem^t. Reasons of Appeal and Evidences in the case produced being read were committed to the Jury & are on file, The Jury returned their Verdict thereon, viz^t. They find for the defend^t. Confirmation of the former Judgem^t. six hundred & ninety pounds money & Costs of Court.

[256]

Cap^t. EBENEZER PROUT Pl^t.

vers.

CALEB BROOKS, ISAAC FOX & JOHN
WHITMORE defend^{rs}.

} On Appeal from the County
Court held in Charlastowne
June 19th. 1691. where the

Appel^t. sued y^e defend^{rs}. for withholding from y^e pl^t. y^e Possession of one Messuage or Tenem^t. within y^e bounds of Medford &c. And Judgem^t. was for the defend^{rs}. Costs of Court. The Courts Judgem^t. Reasons of Appeal & Evidences in the case being read were committed to the Jury. The Jury find for ye defend^{rs}. Confirmation of the former Judgem^t. & costs of Courts.

GEORGE LASON Com^{md}ander of y^e Pink or Buss
Two Brothers - - Pl^t.

vers.

JAHLEEL BRENTON Gent Collect^r. survey^r. &c of
their Ma^{ty} Customs in New Engl^d def^t.

} On Appeal from y^e
County Courtholden
in Boston on 25th.
Aug^r. 1691 con-

tinued by Adjournm^t. from 28th July foregoing, where the Appel^t. was cast by the Jury upon the Act of y^e 12^o. Caroli secundi Regis entituled an Act for the encourageing & increasing of shipping * Confiscation of the Pink or Buss Two Brothers & the Goods on board her. The County Courts Judgem^t. Reasons of Appeal Information & Evidences in the Case produced ~~being produced~~ being read & Pleas made in the Case by both y^e Appel^t. & defend^t. The Case was committed to y^e Jury, who returned their Verdict thereon. viz^t. They find for y^e Appell^t. The Reversion of y^e former Judgm^t. ag^t. the Pink or Buss, Two Brothers. Jahleel Brenton Gent collect^r &c appealed from this Judgem^t. to their Maj^{ties}. in Council w^{ch}. was granted.

* This space left blank in the record.

WILLIAM HALL who married Sarah ffowler of
 Boston wine retailer Pl^t. }
 vers. } On Appeal from y^e
 BENJAMIN BACKWAY of Boston Marriner defend^t. } Judgm^t. of the
 County Court held in
 Boston April 28th. 1691. where the Appell^t. was cast to pay Twenty six
 pounds in money & costs of Court upon sale of Nathanael Force a
 Negro man who was sold to s^d. Backway by s^d. Sarah Fowler &c The
 Courts Judgem^t. Reasons of Appeale and Evidences in the Case pro-
 duced were read & co^mmitted to y^e Jury. The Jury find for the Ap-
 pell^t. Reversion of the former Judgem^t. & costs of Court.

JOHN TYLER of Charlstown Pl^t. }
 vers } On Appeal from y^e Co^m-
 HENRY WRIGHT of Boston Carpenter Def^t } missionⁿ Court holden in
 Boston July 14. 1691.
 where the Appel^t. was cast to pay Twenty foure shillings seven pence
 money & costs. The Courts Judgem^t. Reasons of Appeal & Evidences
 in the case were read & co^mmitted to y^e Jury. The Jury find for y^e
 def^t. Confirmation of the former, twenty foure shillings seven pence
 money damage & costs of Courts.

[257]

DAVID WATERHOUSE of Boston merch^t. Pl^t. }
 vers } On Appeal from
 ROBERT LUIST Marriner m^t. of the ship Provi- } y^e County Court
 dence defend^t. } holden in Boston
 ~ April 28th. 1691. where Judgem^t. was for the defend^t. costs of Court.
 The Courts Judgem^t. Reasons of Appeale & Evidences in the case were
 read & co^mmitted to y^e Jury, The Jury find for the defend^t. Confirmation
 of the former Judgem^t. and costs of Courts.

NATHANAEL OLIVER of Boston Merch^t. Pl^t. }
 vers } On Appeal from
 ELIZABETH LOFT Ex^{ra}. of Rich^d. Loft dec^d def^t. } y^e County Court
 holden in Boston
 April 28th. 1691. where Judgem^t was for the defend^t. Costs of Court.
 The Courts Judgement Reasons of Appeal & Evidences in the case
 were read & co^mmitted to y^e Jury The Jury find for the defend^t. Con-
 firmation of the former Judgement & Costs of Courts.

GEORGE BALL of Boston Marrin'. Pl't.	}	On Appeal from the County Court holden in Boston July 28 th .
vers		
WINSOR SANDEY of s ^d Boston Marrin'. Def.		

1691. where Judgem^t. was for the Pl^t. Sandey Twenty one pounds seventeen shillings & three pence money & costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the case were read & comitted to y^e Jury The Jury find for the defend^t. Confirmation of the former Judgem^t. Twenty one pound seventeen shillings three pence mony & costs of Courts.

[Blank.]

GEORGE READ of Wobourn pl't.	}	On Appeal from the County Court held at Cambridge April 7 th 1691.
vers		
WILLIAM PEARSE of s ^d Woobourn def't.		

In an Action of trespass where the Appel^t. was cast costs of Court The Courts Judgem^t. Reasons of Appeal & Evidences in the Case produced were read & committed to the Jury. The Jury find for the defend^t. confirmation of the former Judgement & Cost of Courts. Execution issued october 3, 1691.

[258]

JOHN TYLER of Charlstowne Pl't.	}	The pl ^t . withdrew.
vers		
HENRY WRIGHT of Boston defend't.		

George Monck Taverner on Appeal from the Judgem^t. of the Comissⁿ Court held in Boston May 12. 1691 where he was fined ff^y forty shillings in money as a fine to the County &c The Courts Judgem^t. Reasons of Appeal & Evidences being read and comitted to y^e Jury. The Jury find for the Appel^t. Reversion of the former Judgment.

WILLIAM MUMFORD of Boston Slater Pl't.	}	On Appeal from the Judg- m ^t of the Comission ⁿ Court held in Boston April 7 th . 1691 in an Action of Review, where the Appel ^t . was cast to pay two pounds fourteen shillings & eleven pence money & costs. The Courts
vers.		
EDWARD WYLLYS of Boston Merch ^t . def't.		

Judgem^t. Reasons of Appeal & Evidences in y^e Case were read & comitted to the Jury. The Jury find for the Appell^t. Reversion of the former Judgem^t. & costs of Courts.

JOHN HAYWARD of Roxbury Merch ^t . Pl ^t . vers THOMAS BULKLEY of Boston Merch ^t . defend ^t .	}	On Appeal from the County Court holden in Boston July 28.
---	---	---

1691. where the Judgem^t. was for y^e Pl^t. Bulkley. Thirty eight pounds in money & costs. The Courts Judgem^t. Reasons of Appeale & evidences in the Case were read & comitted to the Jury. The Jury find for the defend^t. Confirmation of the former Judgem^t. & costs of Courts.

SETH PERRY of Boston Pl ^t . vers BENJ ^m . ALFORD of Boston Merch ^t . def ^t .	}	On Appeal from the County Court holden in Boston 28 th . July. 1691. where the Ap- pell ^t . was cast to pay Fourteen pounds three shillings money & costs, The Courts Judgem ^t . Reasons of Appeal & Evidences in y ^e Case were read & comitted to the Jury. The Jury find for the defend ^t Confirmation of the former Judgement & costs of Courts. Ex ^{con} . issued Dec ^r : 1. 1691
--	---	---

Capt^m. John Alden Comander of the sloop Mary of Boston by his Libell or Information Exhibited unto this Court giveing the Court to understand & be Informed, That by vertue of a Comission given him by the Honrd. Govern^r & Council of the Massachusetts Bay in New-England & Instructions thereunto or orders in which is one clause commanding him in case he met wth. any ship or vessell belonging to the French King or his subjects in his going or returning from Port Royall to seize them wth. their lading if within his power & bring them to Boston in order to their Tryal, He the s^d Alden on the first day of April in the year 1691, at Port Royal afores^d did take or seize a Vessel or Barque called the Speedwell burthen about Twenty three Tuns wth. did belong to one of the French Kings Subjects whose name is s^t. Tobin, wth Barque was sometime Giles S[eres]
 [259]

of Ipswich in New-Engl^d. and in an hostile maner taken from him by the French Kings Subjects & kept in their possession above Eighteen months until the time he s^d Alden tooke her &c praying the Advice of

this Court in the premisses & due process in the law & y^e Judgem^t. sentence & decre of the Court for the condemnation of s^d Barque Speedwell & her appurtenances accordingly

Upon Reading & Due consideration of Comission & Evidences presented, The Court decre the s^d Barque Speedwell a lawfull Prize to the Captor.

Capt^m. Cyprian Southack Comander of the Ship Porcupine by his libel and Information exhibited unto this Court, givinge the Court to understand and be Informed that in pursuance of a Comission given him by y^e Lords Comission's for executing the office of Lord High Admiral of England &c bearing date the sixteenth day of July 1689, in the first yeare of the Reign of Our soveraigne Lord & Lady William & Mary King & Queen over England &c and Instructions thereto annexed for the taking or seizing any Merchant ship or ships belonging to France, or ship or ships of any Dominion under the French Power, or any ship or ships trading to or from France or any French Dominion & to bring such ship or ships into any Port or Ports within their s^d. Ma^{ty}. William & Mary's Sovereignty or of their ffriends or Allies to be proceeded ag^t. as suspected Prize. He the s^d. Cap^t. Cyprian Southack cruising in s^d. Ship Porcupine neer the Isle of Persy in Northern France on the eighth day of June in the Third yeare of their Ma^{ty}. Reigne over England &c. did take & seize a small Ship or Barque called the s^t. John Frigott of Quebeck whereof one master Millevashe (or Thousand Cow) was Comander being burthen about fforty Tuns or thereabouts belonging to the French Kings subjects haveing on board severall sorts of French Goods suitable for an Indian trade, and is become a lawfull Prize to the || s^d || Cyprian Southack who hath brought the same into this Port for the Condemnation thereof as the Law directs, praying the Advice of this Court in the premisses and due process in the law, & that Judgement might pass ag^t. s^d. Ship or Barque called s^t. John Frigott together wth. all her rigging, tackle, furniture apparell & cargoe to y^e s^d Cyprian Southack as a free & lawfull Prize according to the Comission & Instructions given to him as afores^d & || y^e || Proclamatioⁿ and Statutes in that case made & provided

Upon the Reading & Consideration of the Evidences produced both English & ffrench, that the ship or Barque s^t. John Frigott of Quebeck did at the time of her takeing belong to the Inhabitants of Quebeck subjects of the French King & Enemies to

their Ma^{ties}. William & Mary King & Queen of England &c. The Court do adjudge declare & decree the s^d ship s^t. John Frigot of Quebeck with all her rigging tackle apparell & loading to be a lawful prize to the s^d captor.

[260]

Capt^{re}. Samuel Adams Comander of the Briganteen Boneta by his Libel and Information exhibited unto this Court, giving the Court to understand & be informed, That in pursuance of a Comission given him by y^e Honor^{ble}. Simon Bradstreet Esq^r. Govern^r. of this their Ma^{ties}. Colony of the Massachusetts Bay, with y^e consent of y^e Council bearing date y^e 23^d. day of ffbruary Anno Dm. 1690/1 in the third year of the Reign of o^r. soveraign Lord & Lady William & Mary by the Grace of God of England Scotland France & Ireland King & Queen defend^rs of the ffaitth &c and Instructions thereto annexed did permit and allow him s^d. Samuel Adams to take the Comand of Cap^t. of the s^d Briganteen Boneta of Boston belonging to their Majesties good & loyall Subjects in the Colony afores^d. by them at their owne proper costs & charges fitted & set forth for the securing these coasts & the seas adjacent from the attacks and spoiles of the ffrench King subjects upon & ag^t. their Ma^{ties}. good subjects, and for weakning the power of their Ma^{ties}. enemies the French by vertue of which Comissions & Instructions thereto annexed especially in obedience unto the pursuance of the ffifth Article of the s^d Instructions viz^t. you are to bring in all ships or Vessels or goods of the enemies which you shall seize or take from the ffrench the declared & professed Enemies to the Crown of England into this Port to be proceeded ag^t. as suspected, And the s^d. Cap^t. Adams in the in the * s^d. Briganteen Boneta, cruising upon the Banks of Newfoundland upon the second day of June 1691 in the Third year of their Ma^{ties}. Reign, the Ship called y^e Marquess Royan, v whereof was master or Comander Peter Richard one of the French Kings Subjects) of burthen about one hundred & ffifty Tuns, manned with ffrench men, and belonging to the ffrench Kings Subjects, haveing on board her a quantity of ffrench salt & core ffish & some Earthen ware did attack & seize & into this their Ma^{ties}. Port have brought in order to an adjudication & condemnation as a lawfull Prize, Praying the Advice of this Honrd. Court and due Process in the law & that a Sentance of Condemnation may pass ag^t. s^d. Ship her Guns Ammunition Tackle Apparel furniture and loading as afores^d. as a lawfull Prize to be divided,

* Repeated in the record.

(the Guns & Ammunition in her taken to be to the sole use of their Ma^{ties}. King William & Queen Mary, and the ship her Tackle Apparel ffurniture & goods among the s^d Samuel Adams, the owners & setters forth of the s^d Briganteen & her Company according to Instructions afores^d. and Articles between the owners of s^d. Briganteen & himselfe & Company, And Proclamacōn & statutes in that case made & provided,

Upon Reading & Consideration of the Evidences produced and y^e Confession of Jaques Jamet, Charls de Champs and ffrenchmen of the Company belonging to s^d. Ship Marquess of Royan at y^e time of her being taken, that y^e s^d ship did wholly belong unto Mons^r. Abraham Michard Merch^t. in Rochell a subject of the French King.

The Court do adjudge & decree the s^d. Ship Marquis of Royan with all her rigging Tacklin Apparell & lading to be a lawfull Prize | un | to the | s^d. | Captor./

[261]

John Cutler jun^r. on Appeal from the sentence of the County Court held at Charlastowne June 19th. 1691. where s^d. Cutler was sentenced to pay twenty pounds money as a fine &c. For Reproachfull words by him uttered ag^t. the present authority &c. The Courts Judgem^t. Reasons of Appeal & Evidences in the Case were read & comitted to y^e Jury. The Jury return their Verdict. They find the Appell^t. not guilty.

<p>JAHLEEL BRENTON Gent Collect^r. surv^r &c of their Maj^{ties}. Customs in New-Engl^d Pl^t. vers. Pink. THREE BROTHERS, Thomas Wilkinson Com- mander def - - -</p>	}	<p>Upon his libell or Informacōn for Breach of the Act of the 12^o of King</p>
--	---	--

Charles y^e second Intituled an Act for the Encourageing & increasing of shipping &c and also for Breach of one other Act of the 15^o. of s^d. King Charles Intituled an Act for the encouragem^t of trade &c as is at large recited in the Information. The Pl^t. setting forth that the s^d. Pink imported Sundry Goods wares & merchandize of y^e Growth Production & Manufacture of Europe viz^t. Fifty tons salt, two hundred Cask of Raysins, five hh^{ds}. of Brimstone, one Butt & two smaller cask of Oile Sundry cask of wine &c The defend^t. Thomas Wilkinson pleaded not Guilty and both parties Joyn Issue. The Information, defend^t. Answer

and Evidences in the case being read and Pleas by both parties made The Case was committed to the Jury. The [Jury] return their Verdict on their Oaths viz'. They find the Pink THREE BROTHERS, whereof Thomas Wilkinson is Comander, not Guilty according to Information. The Court Record this Verdict. Jahleel Brenton Gent. Pl'. Appealed from this Judgem'. to their Ma^{ties}. in Council & gave bond to prosecute his s^d Appeal wth effect.

m'. John Croad appeared in Court of Assistants Septemb'. 22. 1691. & presented his Petition shewing forth, that he recovering a Judgem'. at the last County Court held in Salem ag'. Cap'. John Price surviving Executo'. of the last will & Testam'. of Cap'. Walter Price sometime of Salem dec^d. From w^{ch}. Judgement s^d. Cap'. John Price appealed & since that time y^e s^d. Cap'. John Price is dead, and neither Ex^{rn}. nor Adm^{rn}. appearing to prosecute s^d Appeal, and none Appeal being entred, The Petition'. desired that his appearance to defend s^d. Case might be entred & recorded, w^{ch} was granted & is accordingly done./

m'. Francis Burroughs, m'. James LLoyd & m'. Benj^a. Alford are comissioned & appointed a comittee to apprise the Katch Salisbury Nicolas Lawrence late Comander with her Tackle & Apparel &c and the Goods imported in s^d Katch now under the seizure of Jahleel Brenton Gent collect'. survey'. &c of their Ma^{ties} Customes in New-England and to make report of their doings herein under their hands to this Court with what Convenient Speed they can. — — —

m'. Hezekiah Usher Petitioning the Court, that he might have an hearing of two actions he commenced ag'. the Adm^{rn}. of m'. Richard Wharton late of Boston merch'. dec^d. at July Court, 1691. The Court grant he shall have an hearing of y^e s^d cases at Octob'. Court upon y^e same Process & Entry.

[262]

Josiah Littlefield bound over to this Court by the County Court of Salem to answer for his uttering such words as that he would sweare point blank that he knew some men that had sold the Indians Powder & shot & being Examined denyed the same. The Court order him to pay ten shillings money fine to their Ma^{ties}. & fees of Court, standing committed &c.

Joseph Downer of Newberry bound over to this Court by the County Court of Salem to answer for reporting that the Indians killed a man at y^e eastward and so they might well enough for that y^e Indians had powder & shot sold them under a pretence of cut Tobacco &c s^d Downer acknowledged in Court that he spake unadvisedly, and humbly begg'd the Courts Pardon, upon w^{ch}. the Court dismissed him paying ffes of Court.

Elizabeth Emmerson single woman Daughter of
 26th Sept. Michael Emmerson of Haverhill in the County of Essex being indicted by the Jurors for o^r Sovereigne Lord & Lady King William & Queen Mary upon their Oathes. For that the s^d. Elizabeth Emmerson being with child with two living Children or Infants on Thursday night the 7th. of May 1691 before day of Fryday morning at Haverhill afores^d in the house of Michael Emmerson afores^d by the Providence of God two Bastard Children alive did bring forth, and the s^d. Elizabeth Emmerson not haveing the feare of God before her Eyes but being instigated by y^e Devil of her malice forethought, the s^d two Infants did feloniously kill & murther, and them in a small Bagge or cloath sewed up, and concealed or hid them in s^d Emmersons house untill afterwards, that is to say, on sabbath day May the tenth 1691, the s^d two Infants in the yard of s^d Emmerson in Haverhill afores^d. did secretly bury contrary to the peace of Our Sovereign Lord & Lady the King & Queen, their Crown & dignity, the Laws of God, and the Lawes & Statutes in that case made & provided

Upon which Indictment the s^d. Elizabeth Emmerson was arraigned and to the Indictment pleaded not guilty & put herselfe upon Tryal by God & the Country, * a Jury was impannelled being the first Jury, whereof m^r. Richard Crisp was foreman, and were accordingly sworne (the prisoner making no challeng) The Indictment Examination & evidences were read, & the prisoner made her defence, The Jury return their Verdict, The Jury say, That she s^d. Elizabeth Emmerson is guilty according to Indictment. The Court order, That sentence of Death be pronounced ag^t. her.

[263]

M^r. John Joyliffe, Cap^t. Penn Townsend, Cap^t.
 Commission^{rs} of Boston Theophilus ffrary, m^r. Edw^d. Bromfield m^r Jeremiah Dumer & m^r. John Eyre chosen Commission^{rs} for the Towne of Boston

* Left blank in the record.

were sworne before the Court September 29. 1691. & m^r. Tim^o. Thornton was sworn about a week after.

Elizabeth ffanning, after Proclamation by an
 Fanning discharg'd Oyes. three times made in Court October pr^o. 1691.
 That if any Person or Persons could give in Evidence ag^t. s^d Elizabeth
 of Treason, ffelony or High Misdemeanor, they should come in & be
 heard, for y^t. shee stood on her deliverance, and none appearing s^d. Eliz-
 abeth was discharged.

Bridget Denmarke servant maid of Duncan Cam-
 Denmarke indicted bell of Boston Stationer Indicted by the Jurors for o^r.
 Sovereigne Lord & Lady the King & the Queen upon their Oathes, for
 that the s^d Bridget Denmarke on the tenth day of April 1691. about
 seven or eight of the clock in the evening of that day with force &
 armes upon Rice Griffin of Boston labourer upon the wharf neer the
 dock in Boston in the Peace of God & the King being an Assault did
 make & with force & violence with her hands into the dock the s^d Rice
 Griffin did wilfully & maliciously thrust & thereby
 oct^r pr^o. him by drowning in the water & mudd in the s^d dock
 being, feloniously kill & murther, contrary to the Peace of o^r s^d Lord
 & lady the King & Queen their Crown & dignity, the Laws of God, &
 the laws & statutes in y^t case made and provided. Upon which Indict-
 ment s^d Bridget denmark was arraigned, pleaded not guilty, & put her_A
 upon Tryall by God & y^e Country. The Jury is impanelled whereof
 m^r Rich^d Crisp is foremⁿ, & sworne (the s^d Bridget makeing no challenge)
 upon the Tryall & past upon her. And brought in their Verdict, that
 is to say. The Jury say they find s^d Bridget Denmark Guilty of Man-
 slaughter by accident & chance

Ordered, that s^d Bridget denmark pay twenty pounds fine to their
 ma^{ty}. and to pay charges of prosecution & fees of Court, and to remain
 in Prison till this order be pformed.

Richard Lillie son of Edward Lillie || late || of Boston Cooper In-
 dicted by the Jurors for our Sovereign Lord & Lady William & Mary
 King & Queen of England &c upon their Oaths, ffor
 2d that the s^d Richard Lillie upon the 25 day of July
 last past about five a clock in the afternoon in the Harbor of Boston
 afores^d on board the Briganteen Samuel, John Robinson master, upon
 Charles Hopkins of Boston, an Assault did make giving him a mortall

wound in the groin by discharging a Buckaneer Gun at him of w^{ch}. wound he died. Upon which Indicted the s^d Richard Lillie being arraigned pleaded not Guilty, and put himselfe upon Tryall by God & the Country. The first Jury of Tryalls were called whereof m^r. Rich^d. Crisp was foreman, and the prisoner makeing no challenge were sworn for his Tryal & past upon him. And the Jury brought in their Verdict, that is to say, They find s^d. Rich^d. Lillie guilty of Manslaughter by Misadventure. The Court order s^d. Rich^d Lillie to pay ffive pounds money a fine to their Ma^{tes}. & twenty pounds money to Margaret the widow of s^d Charles Hopkins, & charges of Prosecution & fees of Court & to remain in Prison till he pform this sentence.

[264]

In answer to the Petition of John Cutler jun^r. praying that he may have an hearing of his case, on an appeal from the County Court holden in Charlastowne in December 1689. The Court granted the Petitioner his request. viz^t. That his Case shall be heard at the next Court of Assistants to be holden in Boston in March next, and in the mean time that Execution be respited

Attest Joseph Webb cler

The Court was adjourned to the sixteenth of October at nine a clock in the Morning & then sate.

Present The Hon^{ble}. Simon Bradstreet Esq^r. Gov^r.

Samuel Appleton	}	Esq ^r .	James Russell	}	Esq ^r .
John Hathorn		Assist ^{ts}	Samuel Sewall		Assist ^{ts} .
Elisha Hutchinson			Isaac Addington		
John Phillips			John Smith		

Martin Williams a stranger late Resident in Salem Bricklayer being presented & indicted by the Jurors for our
 Williams Sovereign Lord & Lady the King and Queen upon
 Indicted their Oaths, That is to say, That s^d. Martin Williams
 intending falsly craftily & deceitfully to defraud the Good People of
 this their Ma^{tes}. Colony of New-England, at Salem afores^d on the sixth
 day of April 1691. in the Third yeare of their Ma^{tes}. reigne, Five
 peices of false counterfeit money of false & mixt mettals to the like-
 ness of Spanish money called peices of Eight, not being the proper
 Coine of the Kingdome of England, but the same being curr^t. in this

their Ma^{ties}. Colony of the Massachusetts in New-Engl^d. and others their Ma^{ties}. Colonies & Plantations in America, falsly did counterfeit, make

Jury Sworne

Capt. Richard Crisp
Edward Creeck
Thomas Stanbury
John Scott
Joseph Leeds
John Capen junr.
Nathanael Adams
Abraham Hill
William Russell
Thomas Hammond
Nath^l. Norden
James Barnes

& coine. And upon the s^d sixt day of April 1691 about nine a clock in the Evening, one of the s^d false counterfeit peices of Eight for y^e value of six shillings curr^t. money of this Colony did utter & put away contrary to the laws & statutes in that case made & provided. The s^d Martin Williams being brought to the Barr & arraigned upon s^d Indictment pleaded not guilty, and put himselfe upon Tryall by God & the Country. The Jury was called (Cap^t. Richard Crisp foreman) & sworn to pass upon his Tryall, the Evidences in y^e Case were read (the witnesses appeared) and owned by s^d Williams. The Case was committed

to y^e Jury, The Jury gave in their Verdict, viz^t. They find the s^d Martin Williams guilty of falsly & ffraudulently uttering of false Counterfeit money according as is expressed in the Indictment. The Court order that the s^d. Martin Williams shall stand three || severall || Lecture dayes in Boston, in the Pillory, one houre each time after the lecture wth. a Paper signifying his Crime, and that he pay charges of Prosecution, and ffees of Court & Prison & remain in Custody till this Order be performed. /

Ordered that John Newhall Tertius of Lynn & John Blaney be sent for to appeare at the Court of Assist^{ts}. on their Adjournm^t.

The Court adjourned to the second Tuesday in Decemb^r. next at one of the clock in y^e Afternoon.

[265]

The Court mett, and adjourned to Wednesday 9th of December at nine a clocke morning, thence to the Eleventh at One a clock in the afternoon

Whereas Nicolas Lawrence late master or Comander of the Katch Salisbury had given bond to prosecute his Appeale

Order about
Nic. Lawrence's
Appeale

before the Comissioners of the High Court of Admiralty, from a Judgem^t. Jahleel Brenton Gent. Collect^r. &c of their Ma^{ties}. Customs in New-Engl^d. recover^d

ered on an Informacōn vers s^d Katch Salisbury &c, which, never intended when they granted his appeal but to their Ma^{ties}. in Council,

Ordered, that the entry be rectified & amended according to the true Intent & as the s^d Appeale was granted

Court adjourned to Thursday the 24th decemb^r. thence to 25th. at one a clock

Hannah Owen of Braintree committed to the Prison in Boston for that by indirect meanes Josiah Owen & s^d Hannah Owen procured a marriage ~~notw~~ they being within the line of kindred or affinity forbidden Marriage by the Word of God & Statutes of England, Appeared, and owned she was s^d. Josiah owen's Brothers Relict. The Court do order, That the s^d Hannah do for the future no more cohabit wth. s^d Josiah Owen, or have fellowship with him as with an husband, and that she make a publick acknowledgement of her sin & evil before the Congregation at Braintree on their Lecture day, or on the Lords day.

[Blank.]

[266]

At a Court of Assistants holden in Boston March pri^o. 1691½

Present

Simon Bradstreet Esq^r. Gov^r.

Thomas Danforth Esq^r. Dep^{ty}. Gov^r.

James Russell

Wait Winthrop

John Phillips

} Esq^{rs}. Assist^{ts}.

William Stoughton

Samuel Sewall

Isaac Addington

} Esq^{rs}. Assist^{ts}.

Grand Jury sworne

L^t. Richard Way

Jarvis Ballard

Thomas Harwood

Thomas Bannister

John Cotta

Henry Bowen

John Watson

Henry Garnsey

Thomas Trott sen^r.

Rich^d. Lowden

Thomas Bligh

Thomas Cheeney

James Hubbard

Richard Norcross

Theophilus Roads

CAP^t EDWARD WYLLY of Boston
shopkeeper Pl^t.

vers

EDWARD THOMAS of s^d Boston
Merch^t. def^t.

} On Appeal from
the Comission^{rs}
Court held in

Boston december 24. 1691. where Judgem^t. was for the Pl^t. Thomas Three pounds sixteen shillings money & costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the Case being read & committed to y^e Jury. The Jury find for the defend^t. Confirmation of the former Judgem^t. & costs of Courts.

<p>_____</p> <p>Jury of Tryalls sworn</p> <hr/> <p>Mr. Jacob Melyne forem Roger Kilcupp Jabez Salter John Henneway Isaac Newell Thomas Morey James Foster Increase Sumner James Blake Joseph Kettle John Simson Reuben Luxford</p>	<p>NATHANAEL THAIRE of Boston Pl^t.</p> <p style="text-align: center;">vers.</p> <p>ELIZABETH TOWNSEND Relict of James Townesend - - - def^t.</p>	<p>} On Appeal from the Judgm^t. of the County Court held in Boston October 27. 1691. where Judgem^t. was [^] the Pl^t. That the defend^t. do forthwith deliver to y^e Pl^t. Possession of the p^t of the house sued for as it was layd out by Order of Court & costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the Case were read, and comitted to the Jury. The Jury find for the defend^t. Confirmation of the former Judgem^t. & costs of Courts. Execution issued March 28. 1692</p>
--	---	---

<p>_____</p> <p>2 Jury of Tryalls sworn</p> <hr/> <p>Mr. Jonathⁿ. Rem- ington Robert Cumbeys William Hobbey Jacob Newell Robert Spurr Samuel Kettle Joseph Ryall Nicolas Fessendon Jason Russell Amos Merrit Thomas Straite Jonathan Smith</p>	<p>ARTHUR MASON Guardian to Tho: Gatliff son of Jonathⁿ. Gatliff of Boston Marrin^r. dec^d. Pl^t.</p> <p style="text-align: center;">vers.</p> <p>SAMUEL LEGG of Boston Marrin^r. def^t.</p>	<p>} On Appeal from y^e Judgm^t. of the County Court hat * at Boston October 27. 1691. where the Pl^t. recovered Judgem^t. ag^t. y^e Appel^t. Ten Pounds in money & costs. The Courts Judgem^t. Reasons of Appeal & evidences were read & comitted to y^e Jury. The Jury find for the Appel^t. Reversion of the former Judgem^t. & costs of Courts.</p>
---	---	---

<p>ANDREW BELCHAR Merch^t. Pl^t.</p> <p style="text-align: center;">vers</p> <p>JAMES LLOYD Merch^t. defend^t.</p>	<p>} On Appeal from the County Court holden in Boston January 26th. 1691½ where Judgem^t. was for the defend^t. costs of Court, the Appel^t. suing y^e def^t. in an action of Debt for non paym^t. of two hundred & fifty pounds justly due by one Obliga- tion or charter party under y^e hand & seale of s^d James LLOYD in- dented & made 22th July 1691 for going into y^e parts of Nova Scotia not in Amity wth. the King of Engl^d. &c as is more at large specified in y^e Attachm^t. & Courts Judgem^t. The Appel^t. desired a special Jury of Merch^t &c and he would be at y^e charge w^{ch}. was accordingly granted</p>
--	--

[267]

Special Jury sworn

Capt. Edward
 Wyllis
 Robert Howard
 David Jefferyes
 Nathaniel Carey
 John Balston
 William Welsted
 Richard Way
 James Barnes
 John Hayward
 William Griggs
 Sam^l. Phipps
 Joshua Gee

and a Jury suffioned whose names are in the Margent. The Courts Judgem^t. Reasons of Appeale & evidences in the case were read & Pleas made. The case was comitted to the Jury. The Jury returned their Verdict thereon viz^t. They find for the Appell^t. Reversion of the former Judgem^t. & forfeiture of the charter Party, two hundred & fifty pounds money & costs of Courts

James Lowden Appellant from the County Court at Cambridge October 6th. 1691. where the Court sentenced s^d. Lowden to pay five pounds in money fine to y^e County & fees of Court &c being found Guilty of slaundering m^r. James Russell in the discharge of his Magistraticall office. The Courts Judgem^t. Reasons of Appeal & evidences being read were comitted to y^e Jury. The Jury find Confirmation of the former Judgem^t. and costs of Courts.

	DANIEL HOVEY sen ^r . of	}	On Appeal from the
	Ipswich Pl ^t .		
	vers		
Hovey			Judgm ^t of the County
vers.			Court held at Ipswich
Perkins	ABRAHAM PERKINS defend ^t .		

Septemb^r. 29. 1691. where Judgem^t [^] for the Plaintiff the land in controversy & costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the case were read & comitted to the Jury. The Jury find for the Appell^t. Reversion of the former Judgem^t. & costs of Courts.

	SETH PERRY of Boston Pl ^t .	}	On Appeal
	vers.		
	BENJ ⁿ . ALFORD of s ^d Boston defend ^t .		
Perry			from the
vers.			County Court
Alford.			

holden in Boston 26th January 1691½ in an action of Review, where the Appell^t. was cast Costs of Court. The Courts Judgm^t. Reasons of Appeal & Evidences in the case were read & given to y^e Jury. The Jury find for the defend^t. Confirmation of former Judgem^t & costs of Courts.

	JOHN WAITE Pl ^t .	}	On Appeal from the
	vers.		
	THOMAS NEWHALL defend ^t .		
Waite			Judgem ^t . of y ^e County
vers			Court held at Charls-
Newhall			towne decemb ^r . 29. 1691. where the Jury found for s ^d Newhall y ^e Pl ^t .

four pounds money according to Bill & costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the case being read & committed to y^e Jury, The Jury find for Thomas Newhall Confirmation of y^e former Judgem^t. & costs of Courts.

	JOHN SOMES of Boston Appel ^t .	} On Appeal from the County Court of Suffolke Jan ^{ry} .
	vers.	
Somes vers. Lake	LANCELOTT LAKE of s ^d Boston defend ^t .	

26. 169 $\frac{1}{2}$ where the defend^t. recovered Judgem^t. ag^t. the Appell^t. That he give the defend^t. an Acco^{ts}. of the Goods sued for & costs of Court. the s^d Lancelot Lake suing for an acco^{ts} with the Produce of Sundry Goods & merchandize as p^{er} Attachm^t. The Courts Judgement, Reasons of Appeal & evidences in the case being read & committed to the Jury. The Jury returned their Verdict, They find for the defend^t. Confirmation of the former Judgement and do adde that the Appell^t. shall within one month give acco^{ts}. to y^e defend^t. of his disposall of the Goods he rec^d. as Attourney of y^e def^t. & now sued for, or pay to y^e def^t. in curr^t. money, two Hundred twenty four pounds & costs of Courts.

[268]

	JOHN ARNOLD Prison keeper in Boston - - - Pl ^t .	} On Appeal from the Judgem ^t . of the County Court
	vers.	
Arnold vers. Belcher	JOSEPH BELCHAR of Braintree defend ^t .	

holden in Boston October 27th. 1691. where Judgem^t. was for the Pl^t. Belchar ffourteen pounds nineteen shillings & ten pence mony & costs. The Courts Judgem^t. Reasons of Appeal & evidences in y^e case being read and comitted to the Jury The Jury find for the Appell^t. Reversion of the former Judgem^t. & costs of Courts.

	DANIEL DAVISON jun ^r of Ips- wich Pl ^t .	} On Appeal from the County Court held at Ipswich
	vers.	
Davison ver Potter	EDMOND POTTER of Ipswich defend ^t .	

Sep^t. 29. 1691. Where the Judgem^t. was Confirmation of y^e former

Judgem^t. & costs of Courts. The Courts Judgem^t. Reasons of Appeal & Evidences in the case being read & comitted to y^e Jury. The Jury find for y^e defend^t. Confirmation of the former Judgement & costs of Courts.

Smith vers Nash	THOMAS SMITH of Boston Smith Pl ^t . vers. JOSEPH NASH of Boston Marrin ^t . def ^t .	} On Appeal from the Judgem ^t . of the Comission's
-----------------------	---	---

Court held at Boston decemb^r. the 29th. 1691. Where Judgem^t. was for the pl^t. Nash fferty shillings in money and costs. The Courts Judgem^t. Reasons of Appeal & Evidences in the case were read & comitted to y^e Jury. The Jury find for the defend^t. Confirmation of the former Judgem^t. & costs of Courts.

Dunclin vers Witherett	NATHAN DUNCLIN of Charlstown Mar ^r Pl ^t . vers. WILLIAM WITHERETT of Boston Merch ^t . defend ^t .	} On Appeal from the Judgem ^t . of the County Court
------------------------------	--	--

holden at Boston October 27. 1691. where Judgem^t. was for the defend^t. Costs of Courts The Courts Judgem^t. Reasons of Appeal & Evidences in the case were read & comitted to the Jury. The Jury find for the defend^t Confirmation of the former Judgem^t. & costs of Courts.

Peggey vers Crisp	EDWARD PEGGY of Boston Pl ^t . vers RICHARD CRISP of Boston defend ^t .	} On Appeal from the Judgem ^t . of the County Court
-------------------------	---	--

held at Boston January 27. 169 $\frac{1}{2}$ where Judgem^t. was for the pl^t. Thirteen pounds in p^a. of Eight at five shillings a peice & costs. The Courts Judgem^t. Reasons of Appeale & Evidences in the case were read & comitted to y^e Jury. The Jury find for the Appell^t. Reversion of the former Judgem^t. & costs of Courts.

Shrimpton
vers
Brenton

SAMUEL SHRIMPTON Esq^r. Owner
of the Briganteen Mary . . . Appel^t
vers JAHLEEL BRENTON Gent Col-
lector survey^r & searcher of their
Ma^{ty}. Customs in New Engl^d def^t.

} On Appeal from
the Judgem^t. of
the County Court
holden in Boston

February 17th continued by Adjournm^t. from 26th January 1691½ upon an
[269]

Information or libell against the Briganteen Mary, for the breach of the
Act of the 12^o of King Charles the second Entituled an Act for y^e In-
courageing & increasing of shipping & Navigation &c^a. as also upon y^e
Act of ¶ y^e ¶ 25th of the s^d King Charles as is more at large Expressed
in the County Courts Judgem^t. said Briganteen being forfeited for
having her full ladeing of hides & Tobacco not giving bond nor paid
duties for the same according as p s^d Act is required. Issue is there-
upon Joyned. The Courts Judgem^t. Reasons of Appeal, the defend^t.
answer & Evidences in the case being read, and Pleas by both parties
made, The case was comitted to y^e Jury. The Jury upon their Oathes
return their verdict for the Appellant. Reversion of the former Judge-
ment.

Lambe &c
vers
Clarke attorney.

ABIEL LAMBE & SOLOMON RAYNS-
FORD Pl^t.
vers
M^r ADAM WINTHROP Treasurer of
the County of Suffolk by John
Clark his Attor^{ny}. defend^t.

} On Appeal from
the County Court
holden in Boston
on the 27th day of

October 1691. where the Appell^t. was cast forfeiture of the Bond one
hundred & fifty pounds money & costs of Court. The Courts Judgem^t.
Reasons of Appeal & Evidences in y^e Case being read committed to the
Jury & are on file, The Jury returned their verdict thereon viz^t. They
find for y^e defend^t. Confirmation of the former Judgement & costs of
Courts.

GEORGE DANSON Pl^t.
vers
CAP^t. JOHN WING def^t.

} This action fell, no reasons of Appeal being
returned.

Milner vers. Wing	NATHANIEL MILNER Marrin ^r . Pl ^t .	} On Appeal from the Judgem ^t . of the County Courtholden in Boston Octob ^r .
	vers	
	CAP ^r . JOHN WING of Boston defend ^t .	

27th. 1691. where Judgem^t. was for the pl^t. Jn^o Wing seven pounds twelve shillings & eight pence & costs. The Courts Judgem^t. Reasons of Appeale and Evidences in the case were read & comitted to y^e Jury. The Jury find for the defend^t. Confirmation of the former Judgem^t. & Costs of Courts.

CAP ^r . JOHN MARCH of Newbery Pl ^t . vers. RICHARD CARR of Salisbury def.	} The Appell ^t . was nonsuited on non appearance, & y ^e def ^t . Rich ^d . Carr moved y ^e Court for his Costs, w ^{ch} . was granted for his Attendance &c at this Court w ^{ch} . amounts to twenty eight shillings w th . certificate. The costs at Ipswich Court & before Maj ^r . Saltonstall not being brought into this Bill of costs but left to Ipswich Court bill that is allow ^d there.

attest J. Webb cler

Stanbury vers Harris	THOMAS STANBURY of Boston Pl ^t . vers. RICHARD HARRIS of s ^d Boston Defend ^t .	} On Appeal from the Judgem ^t . of the County Court
	vers.	
	Defend ^t .	

January 26th. 1691½ where the Judgem^t. was for the defend^t. costs of Court The Courts Judgem^t. Reasons of Appeal [270]

and Evidences in the Case were read & comitted to the Jury. The [^] find a special Verdict to this effect. That George [^]* shipmaster lands from on board his ship, a parcell of salt in the warehouse of y^e defend^t. which s^d. salt was shipped on board by William Ball as appeares by receipt under George Ball's hand, we find proved that this salt was sold by s^d. W^m. Ball unto the pl^t. as appeares by the Testimonyes of Richard Arnold that saw it measured unto y^e pl^t. as also owned by the defend^t. as appeares by the testimony of Thomas Edwards, also that he agreed with the pl^t. about the warehouse room for s^d salt as appeares by the testimony of s^d Edwards & m^r. Epaphras Shrimpton If therefore the

* Ball?

defend^t. is by law obliged to deliver s^d salt to y^e pl^t. on his demand without the special order of George Ball who first delivered the same to him, we find for the pl^t. the salt in Controversy wth. Reversion of the former Judgem^t. & costs of Courts. If otherwise for the defend^t. Confirmation of y^e former Judgem^t. & costs of Courts.

The Magistrates on consideration of the * declare
for y^e Appell^t. the salt in controversy, Two hundred sixty seven bushells & costs of Courts.

Foy vers Robie	CAP ^t . JOHN FOY of Boston Marrin ^t . Pl ^t . vers WILLIAM ROBIE of Boston Merch ^t . ffee in trust for Mary Loder late wife of John Loder def ^t	} On Appeal from the Judgem ^t . of y ^e . County Court
----------------------	--	--

holden in Boston Octob^r. 27 1691. where Judgem^t. was for y^e Pl^t. Robie, Two hundred pounds mony and costs. The Courts Judgem^t. Reasons of Appeale & evidences in y^e Case produced were read & comitted to y^e Jury The Jury return a speciall verdict That if the Execution leyed on the ship Dolphin, and possession given to m^r. Robie of the same do invest the right & power in m^r. Robie as ffee in trust then we find for the defend^t. confirmation of the former Judgem^t. & costs of Courts, if otherwise we find for the Appell^t. Reversion of the former Judgem^t. & costs of Courts

The Magistrates declare for the Appellant Reversion of the former Judgement & costs of Courts.

Green ver Fox.	SAMUEL GREEN in behalfe of himselpe and as Attorney to his Brethren Pl ^t . vers THOMAS FOX defend ^t .	} On Appeal from the County Court held at Charles.
----------------------	---	--

towne decemb^r. 29. 1691. where Judgem^t. was for the defend^t. Title to y^e land in controversy & costs of Court. The Courts Judgement Reasons of Appeale and evidences in the case produced being read & comitted to y^e Jury The Jury find for the defend^t. Confirmation of the former Judgement & costs of Courts.

* Left blank in the record.

[271]

Stratton vers. Gidley.	RICHARD STRATTON Appell ^t . vers. <u>HEZEKIAH GIDLEY defend^t.</u>	}	On Appeal from the Judgem ^t . of the County Court at
------------------------------	---	---	---

Charlstowne in december 1691. where s^d Hezekiah Gidley sued s^d. Stratton for illegally possessing himselfe of an house & land in Chelmsford &c which of right belonged to s^d Gidley's father & w^{ch}. he dyed seized of as his owne proper real Estate &c and recovered Judgem^t. ag^t the Appell^t. Title to y^e land in controversy & costs of Court. The Courts Judgem^t. Reasons of Appeale & Evidences in the Case were read & comitted to y^e Jury The Jury find for the defend^t. Confirmation of y^e former Judgem^t. & costs of Courts allowed two pounds eight shillings ten pence. Execution issued for Costs March. 25. 1692

Tay vers Harwood	JEREMIAH TAY of Boston Marrin ^t . Pl ^t . vers. THOMAS HARWOOD & Rachel <u>his wife def^t.</u>	}	On Appeal from the Judgem ^t . of the County Court holden in Boston Jan'y 26.
------------------------	---	---	--

169 $\frac{1}{2}$ where Judgem^t. was for y^e Pl^t. Possession of the house & land sued for & costs of Court. The Courts Judgem^t. Reasons of Appeal & Evidences in the Case were read & comitted to the Jury. The Jury find for the Appellant Reversion of the former Judgem^t. & costs of Courts.

Thatcher vers Thatcher	MARY THATCHER of Boston widow. Pl ^t . vers. M ^r . PETER THATCHER of <u>Milton def^t.</u>	}	On Appeal from the Judgem ^t . of the County Court holden in Bos- ton January 26. 169 $\frac{1}{2}$
------------------------------	--	---	--

where Judgement was for the Pl^t. The Possession of the house & land sued for & costs of Court. The Courts Judgem^t. Reasons of Appeal & evidences in the Case were read & comitted to y^e Jury The Jury find for the Defend^t. Confirmation of the former Judgem^t. and costs of Courts.

Checkley vers. Grigs	CAP ^t . ANTHONY CHECKLEY Pl ^t . vers. <u>WILLIAM GRIGGS defend^t.</u>	}	On Appeal from the Commission ⁿ . Court held in Boston
----------------------------	---	---	---

February 9th. 169 $\frac{1}{2}$ where the Judgm^t. was for the Pl^t. six pounds money & costs of Court. The Courts Judgem^t. Reasons of Appeal & Evidences in the case were read & committed to the Jury. The Jury return their Verdict viz^t. They find for the defend^t. Confirmation of the former Judgem^t. & costs of Courts. Execution issued March 23. 169 $\frac{1}{2}$

[Here ends the record of the Sessions of the Court of Assistants.]



[RECORD OF EXECUTIONS.]

[The following record of executions is at the end of the volume, the paging beginning with the third leaf from the end, the preceding two leaves being blank. The beginning of each page of this part of the original record is indicated here by [1^a] [2^a] &c. The whole of this record is in the handwriting of Edward Rawson, the Secretary.]

[1^a]

Att this end of the Court of Assistants booke of Records stands Recorded such executions as haue binn Returnd & by y^e partjes Concerned so desired to be so entred at words in length e^r

Att A Court of Assistants held at Boston y^e 2^d Septembe' 1673.

ffatherGon Dinely Administrato^r to the estate of John Dinely deceased plantiff ag^t the estate of Cornelius stenwicke in the hands of Cap^t w^m Daus In an action of Appeale from the Judgment of the County Court at Boston in July last — After the Attachment Courts Judgment Reasons of Appeale & euidences in the Case produced were read Comitted to the Jury and are on file wth the Reccords of this Court the Jury brought in their virdict they found for the Appellant Reuerision of the forme^r Judgment wth the land in Controuersy & Costs of Courts fowe^r pounds ten shillings & two pence — This Judgment stands entred as the law directs from march nex^t 167³/₄ That this is A true Copy taken out of the Courts book of Reccords

Attests Edwrd Rawson Secr^{ty}

To Edward Mitchelson marshall Generall or his deputy These require yow in his Majtys name by way of execution to levy & execute the Judgmen^t aboue written in all respects and deliuer the same wth two shillings for this execution to Fathe^rGon Dinely administrato^r administrato^r * aforesajd and is in sattisfaction of the aboue sajd Judgment granted him by the Court of Assistants sitting in Boston as aboue sajd making yo^r returne as the law directs & not faile dated in Boston 9th of march 167³/₄ By y^e Cour^t Edward Rawson secrety vnd^rwritt

* Repeated in the record.

This Execution was se^ved according to the aboue written order and the land deliuered to the Appellan^t only wee did not gett any Costs Capt Daus being but an Attorney deny[^] to pay any Costs this 22 of (1) mo 167⁴ Edward michelson marshall Gen^{ll}

This execution & Return is entred & Recorded word for word & Compared wth the originall on file this 8th Aprill 1675 at Reques^t of fathe^rgon Dineley
 p Edw: Rawson secre^t

[Blank]

[5^a]*

Att A Court of Admiralty or Court of Assistants held at Boston in New England the 16th of Decembe^r 1675

In the Case brought to this Court by the libell & complaint of Nicholas skinner master of the ship Doue in behalfe of himself & Company plaintiff^f (against the sajd ship Doue nicholas moulder p^r ouno^r of the sajd ship and James Loyd his Assignee defendan^t) for wages for himself sajd skinner & Company and expenses lajd out on the sajd ship. This Court finds for the plaintiffe^{||} & orders and decrees that the defendant[^] unto the plaintiffe^{||} the sume of two hundred and sixteen pounds nine shillings & fower pence damage in money & costs of this Court three pounds sixteen shillings That this is a true Copie taken out of the Courts Reccords Attests Edward Rawson Se^cre^t

To Edward mitchelson marshall Generall or his deputy.

These Require yow in his Maj^{ty} name to levy by way of execution on sajd ship Doue Nicholas moulder & James Loyd his Assignee in mony the sume of two hundred and twenty pounds fve shillings and fowe^r pence and deliuer the same to Nicholas skinner master of the sajd ship Doue in behalfe of himself & Company for wages & expenses e^r as aboue in all respects hereof not to faile. Dated in Boston this 21th decembe^r 1675

By y^e Court Edward Rawson Se^cre^t

underwritt

That this is A true Copie of y^e execution Attests Edw Rawson secret

Boston 28 decembe^r 1675

Wee whose names are vnde^r written being chosen by m^r Nicholas

* (Pages [3^e], [3^a], and [4^e] are blank except that in the upper left-hand corner of page [3^e] is entered "This Executioⁿ entred 21 of xbr 78." This page [5^e] is numbered in Rawson's hand 5, and is the only page at this end of the book which has an original numbering.)

moulde' m' Nicholas skinner & the marshall Geñerall for the Country to Aprise the Pincke * Doue whereof is m'† m' Nicholas skinner wth hir Appurtenances belonging unto sajd Pincke Doue an Inventory of sajd Pincke & Appurtenances being produced to us and the particculars shewed unto us and vpon our vejwing and ouerhaling of them pticcularly wee doe Apprize the sajd Pincke and Its Appurtenances at the sume of fowe' hundred forty & fowe' pounds mony as witt[n]es ou' hands the day & yeare abouesajd christophe' Clarke Joseph Cocke nathaniel Greenwood.

vnd' writt & Anex' this execution was se'ved on the pinck Doue that was Apprised money as will Appeare by the Aprisement also so much of the vessell was prized and deliuered vnto m' skinner the wch' execution amounted to two hundred twenty pounds fiae shillings and fuety shilling^s for the se'ving of this execution wch' I Received of m' skinner as wittnes my hand the sume is two hundred twenty two pounds fueteen shillings wch' is the whole of the execution as ||is|| abouesajd and deliuered the same vnto m' skinner for the sattisfying of the aboue written judgment = 27 ¹⁰/_{mo} 1675 Edward mitchelson marshall Generall

The Judgment execution Aprisement & deliuey by the marshall Generall as aboue written stands here Recorded word for word wth the originall on file as Attests Edward Rawson Secre^{ry}

[Page 6* is blank.]

[7*]

Att A Court of Assistants or Admiralty held at Boston 24th of may & Adjourned to 28th sajd may 1678

The Bromehall mate Richard Peete's Lawrence Bowles & Jn^o Ragland marriners of Catch Jn^o & Benjamin plaintiffs by their libell & complt exhibbitted to this Court 24th may Instant & Adjourned to twenty eighth Instant at one of the clocke against w^m Long master of the sajd Catch deffend' according to Attachment who wth the sajd vessell was bound ouer in one hundred twenty sixe pounds mony to respond the decree & Judgment of this Court for that the sajd deffendant refused to pay vnto the sajd mate & company their seuerall wages i e to the sajd Thomas Bromhall mate twenty fiae pounds ten shillings or thereabouts & to the sajd

p^{re}sent
Jn^o Leueret Esq^r
Go^o
Symon Bradstreet
Daniel Gookin
Tho Danforth
W^m Hathorne
Edw^d Tyng
Joseph Dudley Esq^r

* Written over "ship."

† Master.

Richard Peete's a thirteen pounds to said Bowles ten pounds tenn shillings and to y^e said Ragland fuety shillings for their se^rvices donn in the said Catch as in said Attachm^t & evidences & said maste's Acknowledgm^t that the said marrine's had binn wth him a tenn or eleven month After the libell Attachmen^t & evidences in the Case produced were Read and are on file The Court found for the plaintiff^s and orde's & decrees that the deffend^t master & Catch pay vnto Tho Bromhall twenty five pounds five shillings to Richard Peete's twelue pounds fiveteen shillings To Lawrenc Bowles ten pounds [^] to John Ragland fuety shillings wth Costs & chardges of Court three pounds seven shillings & two pence in all fuety three pounds seventeen shillings & two pence — execution Issued out for y^e same 29th may 78 — & was

To Edward Mitchelson marshall Gennerall or his deputy

In his Majtjes name yo^r are Required by way of Execution to levy on the person of w^m Long master of the Catch John & Benjamin wth hir Apparrell & furniture in mony the sume of fuety pounds tenn shillings and deliuer the same wth two shillings for this execution together with three pounds seven shillings & two pence for Court charges & Costs in mony to Thomas Bromhall twenty-five pounds five shillings to Richard Peete's twelue pounds fiveteen shillings to Lawrenc Bowles tenn pounds [^] to Jn^o Ragland fuety shillings in all wth costs & charges three pounds seven shillings & two pence and is in sattisfaction of a Judgment & decree of the Court of Admiralty granted to them for so much making you^r Returne as the law directs Dated in Boston the 29th of may 1678 —

By the Court Edward Rawson Secre^{ty}

vnde^rwritt

I haue seised the master & Catch John & Benjamin and haue Apprised the same as will Appear vnde^r their hands hereto Annex^t the 31th ^{mo} 1678. Edward Mitchelson Generall marshall

Annex^t — An Apprisement of the Catch John & Benjamin w^m Long Comand^r may 31th 1678

majnsajle one hundred & sixteene yards fifty	}	"	"	"
eight shillings Jeb ^s ajle 13. 4 ^d sprit sajle thirteene				
shillings & fowe ^r pence — — — — —				
majne top sajle ten shillings missen six shillings	}	01.	02.	03
three pence one hundred weight Junke sixe shillings				
nine barrells sixe shillings Cable forty shillings				
Runing Rigging in hold & blocks 20 ^s —		01.	06.	00

Iron potts & a frying pan ten shillings pewter	u	s	d
dish & wooden platte's 2 ^s Can hooks 1 ^s	00.	10	00
spikes & chajne plates for store ten shillings on			
Anchor 35 ^s grindston 1 ^s — — — — —	02	06	00
standing & Runing Rigging fuety shillings boate			
mas ^t & saje & oares fuety shillings — — — —	05	00	00
The Hull masts & yards seventy & fue pounds —	75	00	00
willjam Condry			
John ffoy	92:	19.	11*
Nathaniel Greenwood			

vnde'writt

know all men by these presents that on the one & thirtieth day of may 1678 w^m Condry John ffoy & nathaniel Greenwood Came before me vnde' writt and deposed that they being chosen by willjam Long master

[8^a]

and the seamen of the sajd Catch & the marshall Gennerall Edward mitchelson on behalfe of the Country to make an Aprajsement of the sajd Catch & Appurtenances aboue written Came before me and tooke their oathes that they would make a due Aprisement of the same which || also || they haue signed vnde' their hands as Attests Tho Brattle Comissione^r. /

stands endorst on
the originall execu-
tion Returned

This is to Certify that this execution is satisfied and the men is pajd their wages and the vessell was sold according to the Apprisemen^t as will Appeare vnde' their hands and what remajnes I shall rese've till further orde^r

Edw^d mitchelson m'shⁿ Genll

And at the ffoote of all is writt:

This is to Certify whom it may Concerne that I vnde'writt hauing seized the aboue mentioned Catch & had hir & hir Appurtenances duely Apprized on oath as is aboue written and sold the same one halfe to John keech for forty fowe^r pounds & to John Turell & John ffooster the othe^r halfe for the like sune wch was in full of the execution

Edward mitchelson marshall Genⁿ

That the Courts Judgment execution therevpon Granted & Returnd wth the endorsm^t of the Catch^s Apprisement on oath the mar-shalls returne of Sattisfaction made to y^e seamen of their wages as also

* The figures in this account are given as in the record, although they do not agree with each other. It is not possible to explain the discrepancies.

of his sale of the said Catch to the said John keech John Turell &
 13th June 1678 = John ffoster ffor eighty eight pounds & his deteyning
 the Remainde^r in his hands till further orde^r one after
 the othe^r stands entred & Recorded word for word in the said Court
 of Admiralty booke of Records for such transactions is Attested by
 Edward Rawson Secre^y

[9^a]

1681

Att A County Court held at Salem the 29th ⁴/_{mo} 1680 :

John Broune seⁿ Ruling Elde^r of the church of Salem & Henry
 Bartholmew merchant ouersee's & feoffees in trust for the children of
 Robe^t Grey late deceased plaintiff^s against Nicholas manning defend-
 ant in an action of the Case C^r according to Attachment dated the
 14th of June 1680 the Attachment wth what other evidences in the Case
 produced were read Comitted to the Jury and are on file The Jury
 brought in their virdict they found for the plaintiff the forfeiture of
 the mortgage viz^t the house & land mortgaged & Costs of Court —
 Nicholas Maning the defendant Appeales from this virdict to the nex^t
 Court of Assistants & Gaue bond to prosecute C^r = This is a true
 Coppie — Hilljard veren Cleric = Copia vera. Attes^d Edward Rawson
 Secre^t

Att A Court of Assistants held at Boston 7th Septembe^r 1680

Nicholas Manning plaintiff^e on Appeale against John Broune seⁿ

John Broune & Hen
 Bartholm^e execu-
 tion recorded

and Henry Bartholmew deffendants as ouersee's &
 feoffees in trust as is aboue from the Judgment of the
 County Court at Salem last After the Attachmen^t
 Courts Judgment reasons of Appeale & evidences in the Case produced
 were read Comitted to the Jury and are on file with the Reccords of
 this Court the Jury brought in their virdict they found for the deffend-
 ant Confirmation of the former Judgment & Costs of Courts two
 pounds sixteene shillings & fower pence = That this is A true Copie of
 the Courts Judgment taken out of their Reccords Attests Edward
 Rawson Secret

To Edward Mitchelson marshall Gennerall or his deputy In his
 Majjes name yo^r are Required to extend this execution on the house
 & land now in possession of Nicholas maning as aboue mentioned in
 the County Courts Judgment as forfeited by his mortgage bearing date
 14th of march 1664 which Judgment is Confirmed by the Court of
 Assistants as in their Judgment aboue also written being true Copies
 of said Judgments as Appeares and deliuer vnto the said John Broune

& Henry Bartholmew ouersee's & trustees as is aboue declared quiet peaceable & full possession thereof together therewith yo^r are alike required to levy by way of Execution on the Good^e estate or person of nicholas maning in money fuety sixe shillings & fowe^r pence & deliuer the same wth two shillings for this execution to the said Jn^o Broune & Henry Bartholmew as abouesajd and is in sattisfaction of said Judg-ment so Confirmed making you^r returne as the law directs hereof yo^r are no^t to fajle dated in Boston 22th day of Septembe^r 1680 By y^e Court Edward Rawson Secre^t

By virtue hereof I depute Henry skerry my lawfull deputy for the execution of this warrant Edw^d mitchelson marshall Gen^l endo's^t stands

I went to the house that Nicholas maning had in possession and made demand of the houses and land morgaged by Nicholas Maning and levied this execution vpon the houses and land and deliuered them to John Broune seⁿ and as Henry Bartholmew and gaue him quite^{*} peaceable and full possession of all the houses and land according to the Tenno^r of this execution dated this 2^d day ^{s.}mo 1680 in full sattisfaction of this execution p^r me Henry skerry marshall Genne^ls deputy. unde^r writt

I also levied After demand of the money for Costs and none Could be had on the shoop of nicholas maning^a for the mony and then wee chose fue^t men

[10^a]

men Carpende^m & were then sworne by m^r Broune assistant of Salem viz^t Nathaniel Pickman seⁿ and John Norton who Aprized it then at sixe pounds fueteene shillings mony and I deliuered it to John Broune seⁿ and as Henry Bartholmew & gaue to him quite & peaceable possession and the marshalls due is in this shoop according to the tenno^r

y^e executiō & Re-
turne was Returnd
to me 5th Augst 1681
E R S —

of this execution in full sattisfaction of this execution this 2^d ^{s.}mo 1680 wee whose names [^] vnde^rwritten being chosen & sworne to Aprise a shop of Nicholas maning Gunsmith wee doe Aprize the shop to be valyed at sixe pounds fueteen shillings [in] money in the Ground as the shop stands on now

annext.

2 octo^be^r 80

Nath Pickman John Norton

Taken vpon oath that this Apprizement is true according to our best Judgment before willjam Broune Assistant :

* quiet ?

† So in the record.

the execution Returne of the marshall Genolls deputy vpon it wth the Aprizement on oath ¶ & annex' ¶ as they stand vnde' writ the Courts Judgm^t one after the other stands here thus entred & Recorded word for word Agreeing wth their Originall from y^e day of its Returne to me vnde'writt i e 5th August 1681 in perpetuam rei memoriam at Request of m^r Henry Bartholmew p Edward Rawson secre'

To Jn^o Greene marshall Gennerall or his deputy Joseph Webb marshall of Suffolke —

In his Maj^{ties} name you are heereby required to levy on the Goods or estate of Barnard Schinking merchant where ev[e]r they may be found or in defect thereof on his sajd three eight parts of the pinck expectation wth the Appurtenances thereto belonging to the value of one hundred & eleven pounds thirteen shillings & one penny money and deliuer the same wth two shillings for this execution vnto Thomas Gretian marriner & master of sajd Pinke Expectation and is in sattisfaction of a Judgment Granted him for so much by the Court of Assistants sitting in Boston 17th Instant as the Ballance of his Account Given into the sajd Court & sworne vnto wth his Costs *et* granted him making you' returne hereof to the Court as the law directs dated in Boston 25 of June 1681

By the Court Edward Rawson Secre'

on y^e originall Annex' June 27. 1681.

I extended this execution on the three eights of the ship or Pincke Expectation shewed me to be the estate of m^r Bernard schinking merchant the whole ship being Apprized by m^r Jonathan Balston m^r Timothy Prout sen^r [&] m^r Thomas Moore as p an Inventory of particulars to wch they subscribed their names will Appeare at two hundred & seven pounds two shillings & fower pence three eighths of which amounts to seventy seven pounds thirteen shillings & fowe' pence halfe penny and likewise fower pounds fueteene shillings more being the proper estate of sajd schinking distinct from the ship in all amounting to eighty two pounds eight shillings & fower pence halfe penny, and ¶ out of which ¶ deducting forty fower shillings for ffes & charges at the Apprizement there remajns eighty pounds fower shillings & fower pence halfe penny, which estate so Apprized I deliuered vnto thomas Gretian in part sattisfaction of this execution there remaying to compleate the same the sume of thirty one pounds one shilling & eight pence halfe penny.

Joseph webb marshall of Suffolke m^rshall Genrll deputy

New England 27th of August 1681:

This execution marshalls Returne of its extension & y^e Aprizement vnde^r y^e three Apprize's hands from y^e day aboue written when it was Returnd stands thus recorded in the Court of Assistants booke of Reccords as Attests

Edward Rawson Secre^{ty}

[11^a]

1681

Annex^t

wee whose names are herevnto subscribed being chosen & desired by m^r Thomas Gretian & Joseph webb marshall of suffolke marshall Genneralls deputy in Behalfe of m^r Barnard schenking merchant & in behalfe of the Country to Apprize some of the estate of said m^r schinking here in New England in orde^r to the sattisfaction of an execution bearing date 25th. June 1681 to value of one hundred & eleven pounds & fueteen shillings & one penny mony as p^r said execution may appeare refference thereto being had, hauing vejwed the Pincke or ship expectation three eights of which Pincke or ship is Affirmed to be said m^r schinkings wee doe value the whole ship as followes wth all her Appurtenances — Imp^rimis The Hull Boat masts " " "

yards & standing Rigging as now she ljes	100	—	00	—	00
--	-----	---	----	---	----

3 Anchors about thirteen hundred weight — —	020	00	00
---	-----	----	----

1 sheet Cable 14 ^c 2 smalle ^r Cables & an Hauser about 22 ^c — — — — — — — — — —	035	00	00
--	-----	----	----

4 smale Guns w th Carriages 12 hundred weight —	014	—	00	00
--	-----	---	----	----

2 majn sailes 2 foresajles 2 foretop sajles one majntop saile 1 mizen about 7 hundred & seventeen yards 717 about halfe worne — — — — —	027	—	02	—	04
---	-----	---	----	---	----

8 C. weight of smale Rigging & blockes more properly his oune particcular estate distinct from the ship	006	00	00
	202	—	02 — 4

2 p ^r of Hand screwes being Rusty & old — —	001	—	10	—	00
--	-----	---	----	---	----

1 Copper Keetle weighing twenty seven pounds 27	001	—	10	—	00
---	-----	---	----	---	----

1 p ^r stilyards rusty & wanting some fitting —	000	—	10	—	00
---	-----	---	----	---	----

12 pounds of pewte ^r at 12 ^d p ^r li — — — —	000	—	19	—	00
--	-----	---	----	---	----

27 th June 81	206	—	11	—	4
--------------------------	-----	---	----	---	---

Jonathan Balston

Timothy Prout seⁿ

Tho moore

Jonathan Balston Timothy Prout and Thomas Moore gaue in this

Apprizement of the Pincke expectation vpon oath before me Symon Bradstreet Goũno^r. —

More since taken notice of belonging to the ship	
6 muskets & 1 smale fowling peece 3 sword blades	} 05 = 00 — 00
2 Crowes of Iron 1 deep sea lead 1 sounding lead 5	
compasses halfe doz ⁿ Glasses a Cross cutt saw	
valued by the above named Gentlemen at — —	
belonging to m ^r schinking 1 Iron pot & on	} 6 ^s
old stewpan at	
recorded as on y ^e oth ^r side	

[12^a]

Att A County Court held at Boston 27th July 1680.

W^m Hollowell Jun^r Benjamin Hollowell & Edward Ashley who married mary Hollowell or their lawfull Attorneys plaintiffs Cont^a Stephen Butler seⁿ deffend^a in an Accon of Revejw of an action Comenced & prosecuted by the now plaintiff^s ag^t the sajd Stephen Butler at a County Court in Boston in July last for wthholding (und^r pretence of right by executorship to Mary ward late wife to Benjamin ward & othe^r false p^rtences, an estate to the value of fower hundred pounds or thereabouts which did belong vnto Benjamin ward aforesajd and now is the proper right of the plan^a who are the right & vndoubted heires of sajd Benjamin ward & a according to Attachm^t the Attachment & evidences in the Case produced being read & Comitted to the Jury wch are on file the Jury brought in their virdict they found for the plaintiffs the houses & lands & appurtenances therevnto belonging sued for & Costs of Court The Deffend^t Appealed from this Judgmen^t vnto the nex^t Court of Assistants & Gaue bond for prosecution to effect This is A true Copie as Attests Is^a Addington Cler. Copia vera Attests Edw^d Rawson Secre^t

Att A Court of Assistants sitting in Boston 7th 7ber 1680

Stephen Butler plaintiff^s ag^t w^m Hollowell Jun^r Benj. Hollowell & Edward Ashley deffend^a in an Action of Appeale from the Judgment of the County Court in Boston After the Attachment Courts Judgment Reasons of Appeale & evidences in the Case produced were read Comitted to the Jury & are on file wth the Reccords of this Court the Jury brought in their virdict they found for the deffendants Confirmation of the forme^r Judgment & Costs of Courts sixe pounds sixe shillings =

Copia vera Attests Edw^d Rawson Secret

To Edward Mitchelson marshall Gennerall

In his Maj'ties name yo^r are required to levy by way of Execution on the houses lands and Appurtenances thereto belonging || as || in the Judgment of the County Court aboue written and is there exprest and also in Costs in mony from stephen Butler the sume of sixe pounds sixe shillings and deliuer the same wth two shillings for this Execution to w^m Hollowell Benjamin Hollowell & Edward Ashley or their Atturney and is in sattisfaction of the Judgment of the Court of Assistants sitting in Boston the 7th of September last Confirming the same making you^r returne as the law directs dated in Boston this 9th of November 1680.

By the Court Edward Rawson Secre^t

To Jn^o Greene marshall Genll, or his deputy

In his Maj'ties name yo^r are Required to levy by way of Execution on the houses & lands yet remayning & not Compleated wth the Costs according to the Judgment of the County Court & Court of Assistants as aboue exprest lately belonging to Benjamin ward deceased e^r and deliuer the same wth two shillings for this execution to the Aboue mentioned Hollowells e^r or their Atturney m^r Anthony cheekley as sattisfaction to the || sd || Judgments making your returne as the law directs & not fajle Dated in Boston 1st of August 1681

By the Court Edward Rawson Secret

I hereby depute marshall Returne wayte

to extend this execution August 2, 1681

Jn^o Greene marshall Genn^l

[13^o]

Nouembe^r 12th 1680.

I extended this execution on the house & Ground where Roger Browne now liueth wth all the appurtenances thereto belonging or Apperteyning as also vpon the house & Ground where willjam Robbins now liueth with all Appurtenances || & priueledges || thereto belonging as also vpon the halfe of an orchard Adjoyning to m^r Nathaniel Olliuers ground also vpon a slip of Ground Runing doune from the orchard to the Corner of stephen Butlers dwelling house which ljeth wthin the fence also vpon the halfe of a smith^s shop in the occupation of w^m Robbins also vpon a part of a wharfe lying on the north west side of willjam Hollowells ware house also vpon the Ground that Thomas Smith^s shop stands vpon & deliuered possession of all the before mentioned premisses vnto m^r Anthony cheekley Atturney to w^m Hollowell Juⁿ Benjaⁿ: Hollowell & Edward Ashley that Is to say I

extended this execution vpon all the houses & lands Intended in the same except a house wch was Benjaⁿ wards dwelling house, which stephen Butler Juⁿ his wife Inhabitts and kept possession of being big wth Child I was desired not to eject hir in that Condition also I haue not extended for the Costs

Return Way^t marshal Gen^l deputy

This Returne was made by Return wayt 25 July 1681

August 14th 1681.

I extended this execution on the house and land formerly belonging to Benjaⁿ ward dece^d which Jacob wilkinson lately liued in according to the Judgment of the County Court & Court of Assistants as aboue exprest & deli^u^d the same to m^r Anthony checkley Atturⁿje to w^m Hollowell Benjaⁿ Hollowell & Edward Ashley & for Costs of Courts I extended this execution on the person of Stephen Butler seⁿ and for want of money to sattisfy haue Comitted him to prison marshalls fees two pounds ten shillings in all nine pounds. Returne wayt marshal Genneralls deputy

This Execution & marshalls Returnes stands thus entred & Recorded in the Courts Booke of Reccords for executions word for word Agreeing wth the originall on file this 17th of octobe^r 1681 as Attests Edw^d Rawson Secrety

Att A Court of Assistants or Admiralty held at Boston 2^d January 1678 Henry wheeler late master of the ship recouery in behalfe of himself & owno's by his libell & complaint exhibbited to this Court bearing date 28th of Decembe^r 1678 & then given in plaintiff against m^r Anthony checkly and Lyddea his wife formerly the wife of the late Benjamin Gibbs & Administratrix to his estate defendant In an action of the Case largely e[x]prest in the aboue mentioned libell and is for not sattisfying him for the tyme of the sajd shipp Recouery for eight monet^h and one third of a moneth at thirty fue pounds p^r moneth which amounts to two hundred ninety one pounds thirteene [14^s]

shillings and fowe^r pence, as also for charges and disbursments and what one recouered for his wages as in the sajd ljbell is exprest as by sajd wheeler's oath on file After the Attachment and euidences in the Case produced were read and duely Considered of The Court declared they Adjudged and did order and decree for the plaintiffe after the deduction of the late Benjamin Gibbs his credit the sume of three hundred fuety sixe pounds fueteene shilling^s & ¶ eleven penc ¶ in

money and Costs of Court five pounds nineteen shillings & six pence ||
 In the whole three hundred sixty two pounds 15 05^d ||
 estate mōy * out of the estate of the late Benjamin Gibbs =
 That this is a true Copie taken out of the Courts Records Attests
 Edward Rawson secret

To Edward mitchelson marshall Gennerall or in
 vnd-writt his absence to the marshall of the County of Suffolke

In his majtjes name yo^r are Required to levy by way of Execution
 on the Goods or estate of the late Benjamin Gibbs in the hands of Lyddia
 his relict or Administratrix to the sajd Benjamin Gibbs his estate as in
 the Coppie of the Court of Assistants or Admiralty^s Judgment or decree
 aboue exprest in all exprests † the sume of three ^h sixty two pounds
 fueteene shillings and five pence in mony and deliuer the same with two
 shillings for this execution to Henry wheeler late master of the ship
 Recouery in behalfe of himself and ouno's as aboue is exprest and is in
 sattisfaction of the aboue mentioned Courts Judgment & decree hereof
 yow are not to fajle making you^r Returne as the law directs dated in
 Boston this 4th day of January 1678

By the Court Edward Rawson Secre^t

endorst

January 4 & 24: 1678

This execution was extended on the estate of m^r Benjamin Gibbs
 in the hands of m^r Anthony checkley who married Lydea relict & Admins-
 tratrix to the estate of the late Benjamin Gibbs to value of two hundred
 & nine || pounds || as may Appeare by the seuerall Invoyses of said Goods
 weh Goods were shewed me and ouned by m^r checkley & his wife

[15^a]

to belong to sajd Gibbs estate and the same was deliuered to m^r James
 Barton p order & and as Attorney of Henry wheeler ^h onely since the
 Invoyses & deliury a pewter still valued at 1^{li} 5^s was returned and
 thirty shillings for a Porringer and twelue shillings for a great chaire
 not yet payd) by virtue of this execution p Joseph Webb marshall of
 suffolke

I Received of m^r Barton 35^s in p^{te} of fees

I leveyed vpon m^r Gibbs out wharfes valued at one hundred & nine
 pounds twelue shillings as p Invoyce and deliuered them to m^r James
 Barton as aboue

Joseph webb marshall

* Money?

† respects?

Wee whose names are vnderwritten being chosen by m^r James Barton as Attorney to Henry wheeler & m^r Anthony checkley as he married Lyddia administratrix to the estate of m^r Benjamin Gibbs deceased & Joseph webb marshall of Suffolke as Apprise's of Certaine Goods in order to the sattisfaction of an Execution obteyned on said Judgment bearing date January 4th 1678 the Goods presented to us January 14th 1678 wee Apprized as follows

It 1 scripture somewhat broken 7 ^u 13 Turkey }	
wrought chaires at 7 ^s 6 ^d p ^p peece 4. 17. 6 }	11 — 17 — 06
It 6 Red chaires at 6 ^s 6 apeece 1 ^u 19: [10]* And-	
Irons at 5 ^u 10 — — — — — — — —	07 — 09 — 00
It 4 Tables at 4 ^u = 1 round Table at 1 ^u = 1 look-	
ing Glass w th the brasses 2 ^u — — — — — —	07 — 00 — 00
It 1 map or Globe of y ^e world 1 ^u = 10 pewte ^r	
platters & 11 plates & smale dishes [at 63 ^d p ^u 17 ^u]	
4 ^u = 3 ^s	05 — 03 — 05
It 3 Candlesticks & sockets: 15 ^s = 1 Cubbord	
15 ^s 1 Iron ba[lke?] at 15 ^s . — — — — — —	02 — 05 — 00
1 Turkey wrought Carpet at 2 ^u = 10 ^s 6 searge	
chaires at 6 ^s 6 ^d apeece 2 stooles at 4 ^s 6 ^d	04 — 18 — 00
It 1 bed boulster bedstead greene silke quilt	
Curtains & valliants bed tester & [gu]ilt head [peece]	15 — 00 — 00
It 4 searge chaires at 7 ^s . 6 ^d & 2 stooles 5 ^s apeece	
2 ^u { 1 [Gu]ilt couch 3 ^u — — — — — — — —	05 — 00 — 00
It 1 dutch table 18 ^s 1 looking Glasse 15 1	
scripto ^r & a little table vnd ^r it at 6 ^u — — — — —	07 — 13 — 00
It 6 turky wrought chajres [C]R at 14 ^s a peece	
04 ^u . 4 ^s = 2 p ^r AndIrons at 1 ^u . 15 ^s	05 — 19 — 00
It 6 [pend†] Turkey wrought chajres at 10 ^s	
apeece — — — — — — — — — —	03 — 00 — 00
1 square bed 1 suite of white Curtejnes 1 suite	
of searg Curtains w th Goulden & sad Coulored }	16 — 00 — 00
freings whiting & blankets & bed steed — — — }	
It 1 Ciprus chest at — — — — — — — —	02 — 00 — 00
It 1 negro man named Hecto ^r — — — — — —	35

131 — 04 — 00‡

John woodmansey

Ephraim Sauage

Robe^t Sedgwicke

* Or "to."

† Or "prod."

‡ The total does not agree with the items.

m^r Jn^o Woodmansey m^r Ephraim Sauage & m^r Robe^t Sedgwicke being chosen Apprize's of the estate aboue mentioned did make oath that setting aside all sinister respects they haue Apprised as aboue to the value & is mony to the best of their vn^de'standings sworne vnto Jan^y. 14 1678 before me Edward Tyng Ass^t.

Janu^y 14 1678

Annex^t Boston 22^d January 1678

wee whose names are vn^de' written being chosen and sworne before Capt Thomas Brattle on the day and yeare aboue written to Apprize the draw bridge in Boston and [16^a]

shop Joyning to it which shop is in the occupation of Henry messenger wth any other shop or priuiledge belonging to sajd Bridge which priueledg may Appeare further reference being had to a deed vn^de' the hand & seale of Joshua Scotto to Benja: Gibbs which deed beares date the twenty sixth day of february one thousand six hundred seventy & fower doe Apprise the sajd Bridge shop^a and priuiledges *et* at thirty pounds mony as wittnes our hands =

Edward Lilly

Nathaniel Greenwood —

Drawbridge at 30^u

Invoyce of Goods at Benjamin Gibbs house taken on Execution and Apprized January 23, 1678 p m^r woodmansey and m^r Ephrajm Sauage and m^r Robert Sedgwicke sworne before the wo^rppth Edward Tyng Esq^r Asistant

	u	s	d
Imprimis 1 great kette at 18 ^d p ^u 46 ^u	—	—	03 — 09 — 00
seuerall peices of pewter at 13 ^d p ^u . 64 ^u	—	—	03 — 09 — 04
10 Caster Hatts for weomen & men at 6 ^s p peece	03	—	00 — 00
29 felts hatts old fashion at 2 ^s — 6 ^d p peice	03	—	12 — 06
1 pewter still bottom & Iron	—	—	01 — 05 — 00
1 pewter server at	—	—	00 — 15 — 00
6 netts	—	—	06 — 00 — 00
1 handchech'erfe box w th frame	—	—	00 — 08 — 00
1 bedsteed old fashion	—	—	01 — 10 — 00
1 wainscot chest	—	—	01 — 05 — 00
48 y rd of thread sattjn at 3 ^s p y rd	—	—	07 — 04 — 00
A parcell of lace Galloone & hatt ljnings &c	—	—	06 — 00 — 00
1 siluer porringer at 30 ^s	—	—	01 — 10 — 00
14 y ^{ds} of dyaper at 3 ^s p y rd	—	—	02 03 06

[17^a]

1 great Red chajre at 00 12 00
 some sajles that m^r Barton shewed me to belonged —
 to sajd estate valued in the Inventory at 6^u or there- 42. 03. 04
 abouts which sajles were after Replevied by m^r —
 Anthony checkley

Attested p Joseph webb marshall Boston 10th of
 January 1678 131. 04. 11
 42. 03. 9
 wee whose names are vnde^rwritten being chosen 30. 00. 0

by m^r James Barton & marshall Joseph webb to —
 Apprize an estate shewed vs to be belonging formerly 203. 08 [8]
 to m^r Bejami Gibbs now deceased there being a parcell
 of wharfing p^rsented to us viz^t fiuty fowe^r foote of an outward wharfe
 wth wharfe wee doe apprize at thirty two shilling^s p^r foote & eighteen
 foot of wharfe joyning to a parcell of wharfe of m^r Edward shippens
 wth s^d eighteen foote of wharfe being in that Capacitje that now Its
 wanting neere three foote of its hight the which eighteen foot wee doe
 Apprize at twenty six shillings p^r ffoote as wittnes our hand —

Edward Lillje

Nathaniel Greenwood

That the Copie of the Court of Assistants & Admiralty^s Judgment
 in the Case then trjed in Boston 2^d January 1678 betweene Henry
 wheeler plaintiffe against m^r Anthony Checkley & Lydja his wife (late
 wife to Cap^t Benjamin Gibbs deceased and Administratrix to his estate)
 wth the Copie of the execution on that Judgment marshalls Returne
 therevpon wth the Apprise^s Apprisement of the seuerall parcells of
 Goods on their oathes wth y^e seuerall Invoyses thereof annexed therevnto
 at the request of m^r James Barton Atturney to sajd Henry wheeler so
 signed stands thus entred & recorded in the Court of Assistants booke
 of Records for executions word for word Agreeing with the originalls
 on file this 27th of Decemb^r * [1684] as Attests Edward Rawson Secre^y

Att A County Court held at Boston 29^o July 1684

Ann sheffield alj^s Perry || plt || Conta Joseph Homes of Boston
 defendant in an Action of the Case for that the sajd Homes hath pos-
 sessed himsele in, & doth refuse to give hir possession of a parcell of
 land and building thereon lying at the South end of Boston neere the
 windmill point which of right doth belong to the plaintiff it being lately

* Written over January.

hir husband sheffields deceased letters of Adminstration being Granted to the plaintiffe with all due damages. The Attachment and evidences in the case produced being read and Committed to the Jury

[18^a]

1684

which are on file the Jury brought in their virdict they found for the plaintiff possession of the house and land sued for & costs of Court—
Copia vera Attes^u Is^a Addington cler. —

Copia vera Attes^u Edward Rawson Secre^t

The deffendant Appealled from this Judgment to the nex^t Court of Assistants in Septembe^r ffollowing where that Case was trjed and Judgment passed i: e Confirmation of the County Courts Judgmēt from which sajd Judgment Joseph Homes the deffendant by Attaint carried the Case to the Court of Assistants to be held in Boston the third of march Instan^t, where the case was trjed and alike — Confirmation of the sajd County Courts Judgment as aboue as is Attested p Edward Rawson Secrety

Copia vera Attes^u Edw^d Rawson Secre^t

To John Greene marshall Generall or his lawfull deputy

Yow are heereby Required in his Maj^{ty}s name to Giue possession of the house and land mentioned in the County Courts Judgment a true Copie whereof is aboue written, which hath been Confirmed by both Courts of Assistants aboue also Certified and declared) to the aboue mentioned Ann sheffield Aljas Perry as she is Administratrix of hir late husband sheffields estate as also to levy on his estate or person in mony the sume of two pounds thirteen shillings for Costs of Courts and deliuer the same with two shillings more for this execution or in want of mony for sajd Costs to sattisfy the sajd Ann Perry alja^s sheffield yow are alike required to seize the person of the sajd Homes [sen^r.] and him Comitt vnto the safe keeping of the prison keeper in Boston vntill he make payment according to this execution or othe^r wise be released by the sajd Perry aljas sheffield or by order of lawe hereof fajle not as yow will answer the Contrary at you^r Perrill

[19^a]

1684

and make returne of your doings herein vnde^r your hand as the law directs for which this shall be you^r sufficyent warrant dated in Boston 7th march 1684 p Curiam Edward Rawson secre^t

Copia vera Attes^u Edward Rawson secre^t

[i]ndorst

7th march 1684

I haue Giuen possession of the house and lands vnto Ann Perry in all respects according to the execution and Judgment of the Courts wth in here expressed: I also levyed this execution vpon the mony of Joseph Homes the sume of two pounds fiveteene shilling^s mony wth two shillings for my ffees and deliuer the sajd mony vnto Ann Perry —

John Greene marshall Genll

That what is here entred & stands Recorded from the true Copies & originall Attachment Courts Judgments execution therevpon & marshall Generalls Returne therevpon in this & the other two foregoing paiges is thus Recorded in the Court of Assistants booke of Records word for word Agreeing therewth on Request of sajd Ann Perry
 c^r || 16 may 1685 || is Attested by Edward Rawson Secre^r

To the marshall Gennerall John Greene or his deputy

In his Majtjes name yo^r are required to levy by way of execution the Goods estate or person of Richard Downing (in Case) in mony three pounds nineteene shillings & sixe pence and deliuer the same [with two shillings] for this execution to Joseph Boober as Costs as also the house & land in controuersy according to Attachment c^r and is in satisfaction of the Judgment of the Court of Assistants sitting in Boston 2^d Septembe^r 1684 making yo^r Returne hereof to the Court as the law directs dated in Boston the ninth day of september 1684 By the Court Edward Rawson secre^t

vnd^r writt I doe Assigne & Impower marshall skerry of Salem to be my lawfull deputy to levy this execution as wittnes my hand this tenth day of September 1684: John Greene marshall Generall

I Recd: as part of y^r ffees of Jone Boober three shillings then doe yo^r demand the whole endorst this 27th of September 1684 —

I levyed this execution before vpon the house & land all of it that was John Bennets which I deliuered the house & land to Joseph Booby by turfe & twigg & gaue to them quiet possession wthall the priuiledges & Appurtenances belonging to it the house & land that Richard Downing liued then ~~levyed~~ in according to the Attachment also I levjed in mony of Richard Dounings fowe^r pounds one shilling & deliuered it to Joseph Booby & his wife to the full sattisfaction of this execution as for them p me Henry skerry marshall

this execution & returne stands thus here entred & Recorded 4th Septembe^r 1685 at Request of Joan Booby wife to Joseph Booby As Attests

Edw: Rawson secret

[20*]

1685

To John Greene marshall Gennerall or his Deputy

You are Required in his Majties name by virtue hereof to levy in Execution of the money of Thomas || Baker || & John Baker or either of them the some of ninety Nine pounds fower shillings and eight pence with two shillings more for this execution, and deliuer the same to Edward Hundlocke or his order which is to sattisfy a Judgment, ~~granted & confirmed to him y^e sd Edward Hundlocke or his order which is to sattisfy a Judgment~~ granted & Confirmed to him the said Edward Hundlocke, ~~or his order which is to sattisfy a Judgment~~ || recovered at the Court of Assistants Sitting || in Boston the first of this Instant September in money and for want of money or other estate of the said Thomas and John Baker or either of them you are alike required to seize the person or persons of the said Thomas and John Baker or either of them, and him or them to Comitt to the safe keeping of the prison keeper in Boston vntil the said Thomas and John Baker or either of them, make payment according to this execution, or otherwise be released by the said Hundlocke, or by order of law,* hereof fayle not as yow will Answer the Contrary at your perrill and make returne of your doings herein vnde' your hand as the law directs for which this shall be you' sufficient warrant dated in Boston this sixteenth day of September 1685

Hundlocks execu-
tion ag^t Tho. & Jn^r
Baker ✓

By the Court Edward Rawson Secret

This is A true copie of the originall execution Attests Edwd Rawson secre^y

endorst

September the 21th 1685

I have levied this execution on the house and land of Thomas Baker sittuate lying and being in Boston in the lane Commonly Called Hudson^s lane or wing lane and [21*]

1685

is bounded easterly by the land of || m^r || Symon Lynde by the lane on the front southerly by the house and land now in the tenure and occupation of w^m Parsons westerly; by the new End of said Bake's house northerly to say the old end of said house to the midle of the chimney^s with the land whereon it stands measuring from the midle of the chimney^s to the southerly Corner of the house about twenty three foote more or less, thence to the street twenty three foote foure Inches and fifteen foote front to the lane besides the Gate way,

* This caret mark is in the original record.

And I also levied on a kitchin on the easterly side of said house being about sixteene foote fowe' Inches long and twelue foote and three Inches broad with the land on which it standeth and also the land raining from the N. west Corner of said kitchin to the reare of said Bakers land measuring about two foote there from the corner next m' Lynes land and so from the south west Corner of the ¶ s^d ¶ kitchin all the land on a streight līne to the Gate way reserving a passage way for the vse and bennefit of both houses vizt the house now levyed vpon and the new end of said Bake's house which house and land so butted and bounded and measuring as aboue was apprized by m' Joseph Townsend and m' Joseph Homes : —

[then] chosen * by m' Edward Hundlocke Thomas Baker & myself at one hundred and two pounds ¶ money ¶ being the house & land John Cotta Constable of Boston attached by said Bake's order to respond the Judgment and I deliuered possession of the premisses to m' Edward Hundlock he paying me my fees forty shillings with other charges John Greene marshall Generall

This is a true Copie of y^e marshall Genlls Returne Attests Edw^d Rawson secret

vnde' writ as endorst

[22^a]

1685

Wee the subscribe's willjam Parson^e Joseph Tounesend and Joseph Homes being chosen by m' Edward Hunlock m' Thomas Bake^r and the marshall Generall to Apprise an house and land of Thomas Bakers to sattisfy an Execution of m' Hunlocks against Thomas Baker and John Baker or either of them for ninety nine pounds sixe shillings and eight pence whith † marshalls fees and other charges to value of one hundred and two pounds wee hauing vejwed the said house and land sittuate lying and being in the lane Comonly Called Hudsons lane, or wings lane, shewed us to be the estate of Thomas Baker and was

Attached by the Constable of Boston ; in our presents
Apprisement [e^r] Affirming that to be the estate he Attached to Answer the Complaint of said Hunlock wee doe Apprise the front par^t of the house viz^t the Old part to the middle of the Chimney^e with the land whereon it stands measuring about two and twenty ffoote to the Corne^r of the house and also the land betweene said house and the lane also a smale kitchin about sixteen foote long and about twelue ffoote and fower Inches wide being and lying on the easterly side of y^e said house with the land whereon it stands and a slip of land from the northwest

* Written over "that were."

† with?

Corner of said kitchin on a streight līne to the reare of said Bakers land it measuring there about two foote, it being about thirty nine foote from the reare to the kitchin also a slip of land runing from the sout west corner of said kitchin on a streight līne to the Gate reserv- ing the passage way for the vse of both parts of said houses the part so prized and that remajnes said Bake's wee Aprize the premisses at one hundred and two pounds money wittness our hands this one and twentjeth day of Septembe' 1685

Joseph Tounsend
Josep Homes

Boston 24^o october 1685

vnde' writ &
annex' as endorst

[23^a]

1685

Aprizers oath

Joseph Tounsend and Joseph Homes two of the Aprize's appearing made oath that the aboue written is a Just and true and æquall Apprizement of the estate therein specified according to their best Judgment and Conscience without any partiality or sinister respects Jurat Cor^d Isa. Addington Comission^r.

This is A true Coppy of the Aprisement so signed & y^re oath^s therevpon

Attests Edward Rawson Secre^t

29 octobe' 1685

That the Execution marshall Generalls extention and deliuey thereof are truely word for word Compared wth the originalls & Aprise- ment as aboue one after the other || & || stands thus recorded in the Court of Assistants booke of Records for executions so signed at the request of m^r Edward Hunlocke ; being therewth Compared & is on file Attests this 29th day of octobe' 1685 Edw^d Rawson se^cret

To John Greene marshall Generall

yow are Required in his Maj^ties name by virtue hereof to levy on the ketch freindship of Boston hir tackle Apparrell & furniture with all hir appurtenances to value in mony the sume of eighty sixe pounds seven shillings in these seuerall sumes with two shillings more for this execution and deliuer the same in these seuerall sumes i: e to Andrew Elljot late master of the said Catch in behalfe of himselfe & charles Driuer mate, Abraham Avis & Joseph mosse marrine's and John Avant Boy for their seuerall wages granted to them for their seuerall seruices in said ketch for eight moneths & twenty fower dayes each of them and is to said Andrew Elljot thirty five pounds fower shillings for his

tyme after fower pounds p moneth To charles driuer eighteen pounds
 eighteene shillings for his seruice To Abraham Avis for his wages for
 like time twelve pounds sixteene shillings and to Joseph mosse for his
 wages for like time twelue pounds seventeene shillings and to John Avant
 Cabbins boy for his wages for like time sixe pounds twelue shillings
 as

[24*]

1686

as per portlidge bill given in and sworne to In Court (three pounds
 one shilling excepted) to be deducted out of the wages of charles Driver
 & Abraham Avis wages in the whole eighty six pounds sixteene
 shillings the costs of Court Included making your returne of you^r doing^a
 heerein vnder your hand as the law directs for which this shall be your
 sufficient warrant Dated in Boston the 14th of may 1686

By the Court Edward Rawson secret

Stands Indorst

wee whose names are vnderwritten being chosen to prize the Ketch
 ffreindship Burdened about thirty tunns desired by the marshall
 Gennerall & m^r Jarvis Ballard m^r Bolens Attorney & the master of the
 sajd Catch Andrew Elliott shewed by the marshall Gennerall which he
 levelled * vpon by virtue of an execution dated the 14th of may 1686,
 which sajd ketch with her boate tackling furniture & Apparrell & all
 other Appurtenances at seuenty eight pounds Current money of new
 England as wittness our hands this 19th day of may 1686

willjam ffoster
 micaell Shuite
 Samuell Greenow

vnde^rwrit 19th may 1686

I Levjed this within execution vpon the ketch ffreindship & Andrew
 Elliot was Comander as with hir tacklings Apparrell furniture and
 Boat Ancho's Cables with sajd ketch and all hir Appurtenances was
 Aprised by persons legally chosen and sajd ketch with all hir Appur-
 tenances I deliuered vnto Andrew Elljot at seventy eight pounds mony
 to pay the men according to theire proportion and sajd master and
 mate

John Green marshall Generall

That this execution on the othe^r side and the Appraisement with
 the marshall Generalls extention & deliury of the ketch freindship wth
 hir boate Ancho's tacklings apparrell And Appurtenances vnto the sajd
 Andrew elljot late maste^r of the said vessell for the ends & vses therein

* Error in the record for "levied" ?

expressed & so signed stands here thus recorded word for word Compared
wth the originall left on file from y^e said 14th of may & 19th of said may
at request of said Elliot Attests

Edward Rawson secret

*[Between this page [24^e] of the record of executions and the last
page [271] of the other part, the record of the Court there are nine
blank pages, except that on one of them is written in an ancient hand
"Boston Jan^y 2 1650."]*

INDEX.

INDEX.

	PAGE
AASANEMSEET, JAMES, (Jury)	22
ABBOT, JOHN, ment^d. in margin	102
ABUSIVE SPEECHES. (See CRIMES.)	
ACCOMMAN, RICHARD, ag^t. Vallentine	185
ACOMPANUT (alias JAMES), Indian, case of, (murder)	58
ACT. (See ACTS.)	
ACTION	
dies with the person (Newbury ag ^t . Dummer)	108
new, declaration of Court as to, (Gifford ag ^t . Walter &c.)	218
ACTS OF ACT	
of council of Commonwealth (case of John Watts)	108
of parliament, in book of rates p. 158, (libel &c. ag ^t . pink Expectation)	149
(case of Josiah Cobbham)	171
as to fraud &c., (information ag ^t . Lawrence)	848
as to trade " " "	848
of 12 th Charles II, as to shipping (Lason ag ^t . Brenton, Coll ^r .)	849
(libel ag ^t . pink Three Brothers)	855
(Shrimpton ag ^t . Brenton, Coll ^r .)	866
of 14 th Charles II., breach of, (information ag ^t . Armitage)	176
(Armitage ag ^t . Randolph)	210
of 15 th Charles II., (complaint ag ^t . ketch Newbery &c.)	220
(information ag ^t . ship Elizabeth)	296
as to trade (libel ag ^t . pink Three Brothers)	855
of 25 th Charles II., (Shrimpton ag ^t . Brenton, Coll ^r .)	866
ADAMS or ADDAMS	
Abraham, Jun ^r . &c., case of, (default)	815
Esther, adm ^r ., ag ^t . Mountfort	880
John, &c., seamen &c. of ship Lixborn Merchant, (libel &c.)	92-3
Joseph, Crosby ag ^t	226
Nathaniel, Joy &c. ag ^t	191
Worden ag ^t	289
(Jury of trials)	845
(Jury)	860
Peter, of Milton, case of, (stealing)	280
Roger, ag ^t . Baker	260
Baker ag ^t	266
Samuel, Capt., &c., sureties, (case of Jon ^s . Crispe &c.)	57
Bennett ag ^t	69

	PAGE
ADAMS or ADDAMS, continued.	
Samuel, Cap ^t ., exec ^r ., his adm ^x . ag ^t . Mountfort	330
commander of brigantine Boneta (libel &c.)	354-5
Thomas, (Jury)	171
adm ^x . of his exec ^r . ag ^t . Mountfort	330
Timothy, Lord ag ^t .,	197
ADDAMS. (See ADAMS.)	
ADDINGTON	
Isaac, Mr., appointed to implead Shapleigh	12
surety on bond of attain (Exec ^r . &c. of Cooke ag ^t . Olliver)	166
Mr., to officiate as clerk (Rawson &c. ag ^t . Stoughton &c. comm ⁿ .)	209
Esq ^r ., assist ^t ., present at Court 2 Sept. 1690	327
8 Mar. 1690-1	336
22 Sept. 1691	345
16 Oct. 1691	359
1 Mar. 1691-2	361
clerk, copy attested by,	387
comm ⁿ ., oath before, (Hundlocke ag ^t . Baker &c.) (exec ⁿ .)	391
ADLINGTON, JAMES, of Boston, mariner, ag^t. adm^x. of Ferns	340
ADMINISTRATOR, liability of, (Allen ag^t. Elliot)	260
ADMIRALTY, COURT OF. (See ASSISTANTS, COURT OF.)	
ADMIRALTY, HIGH COURT OF	
in England, case referred to,	334
appeal to, (information ag ^t . Lawrence)	344
Comm ⁿ . of, (order on appeal of Lawrence)	360
ADULTEROUS CARRIAGE } (See CRIMES.)	
ADULTERY	
ADVENTURE (pink), (case of Uriah Cleoments)	283, 284
AFRICA ment^d. (information ag^t. Lawrence)	343
AGLIN, WM., Teudor ag^t.,	7
AGUE	
Wm., (Jury for attain)	134
(1 st Jury of trials &c.)	135
AHATTAWANTS, Jn^o., (Indian), murder of, (case of Jn^o. Dyar)	188
AHAUTON	
———, (Jury)	22
William, interpreter, (choice of guardians by Chickatabut)	208
AIRES. (See AYRES.)	
ALCOCK	
Sam., his relict, ag ^t . Meade	121
Sarah, relict of Sam. Alcock ag ^t . Meade	121
ALDEN	
John, ag ^t . Clark	66, 158
Cap ^t ., commander of sloop Mary of Boston (libel &c.)	352
Sen ^r ., (Grand Jury)	305
ALFORD	
Benjamin, atty., exec ⁿ . of Shepheard ag ^t .,	79

ALFORD, continued.

Benjamin, atty., trustees &c. of Emery &c. agt.,	122
of Boston, merch ^t ., Perry agt.,	352
Mr., &c., appointed to apprise ketch Salisbury	356
of Boston, Perry agt.,	363

ALLEN OF ALLIN

——, Mr., pet. of, ment ^d . (Nurse agt. Endicot)	236
Bozoone, agt. Whiple	26
answer to pet. of,	29
case of, (reflections on Magistrates &c.)	29
(1 st . Jury of trials &c.)	140
(Jury for attaints)	255
(1 st . Jury for appeal)	256
(Jury of attaints &c.)	288
foreman of jury, (Wharton &c. agt. Smith)	293
Daniel, Mr., &c., of Boston, merchants, (libel &c.)	297
Edward, Wells agt.,	155
agt. Elliot	260
Henry, (Grand Jury)	32
of Boston, merchant, (libel &c.)	105
& Co. agt. Tomlin	141
James, &c., trustees &c., Rice agt.,	24
Mr., agt. Putnam	192
John, Cap ^t ., (Grand Jury)	1
Clarke agt.,	185
Onesephrus, &c., Knight agt.,	184, 194
agt. Knight	202

ALLIN. (See ALLEN.)**AMBROSE**

Hope, Mrs., wife of Mr. Sam. Ambrose, pet. for divorce	127
Samuel, Mr., pet. for divorce by his wife Hope	127

AMERICA

ment ^d . (information agt. Lawrence)	343
(case of Martin Williams)	360

AMESBURY (Town of), John Ash of,	50
--	----

AMTIE (ketch), master of, agt. Assailly	324
---	-----

AMY, MARTHA, (case of Cole &c.)	12
---	----

ANAY (or ANNAY), JOHN, boatswain of ship Apollow, &c. agt. Hollaway &c.	182-3
---	-------

ANDERSON OF ANDREASON, ANDERSON

Cornelius, &c., (libel &c.)	34
Dutchman, case of, (piratically seizing &c.)	35

found guilty of theft &c.	36
-----------------------------------	----

cook of ship Merchants Adventure, &c., agt. Stone	213
---	-----

David, Mr., (libel &c.)	75
-----------------------------------	----

John, (Grand Jury)	94
------------------------------	----

Michaell, Cap ^t ., commander of ship Triumpuez, &c. (libel &c.)	263-4
--	-------

ANDOVER (Town of)

Selectmen of, agt. Fuller	108
-------------------------------------	-----

	PAGE
ANDOVER (Town of), <i>continued</i> .	
Hugh Stone of, husbandman	303-4
Sam ^l . Hutchinson of,	304
ANDERSON } (<i>See</i> ANDERSON.)	
ANDERSON }	
ANDREWS OF }	
ANDREWS }	
John, &c., adm ⁿ ., Bishop ag ^t .,	248
Samuel, (Grand Jury)	24, 32, 133, 151, 202, 252, 287
(1 st . Jury of trials &c.)	140
(Jury)	281
Thomas, &c., ag ^t . Michelson	218
Mr., his adm ⁿ ., Bishop ag ^t .,	248
ANGIER, EPHRAIM, ag ^t . Winslow	106
ANN & HESTER }	
ANN & HESTER } (ship)	
of London, mate &c. of, (libel &c.)	172, 174, 175, 177
ANNA NEGRO	
&c., presentments &c. ag ^t ., ment ^d . in margin	25
servant to Mrs. Lynde, case of, (infanticide)	29
order for execution of her sentence	33
ANNAY. (<i>See</i> ANAY.)	
ANNE (ship), mariners &c. of, (libel &c.)	94
ANSLEY, JOHN, &c. seamen of ship Resolution of London, (libel &c.)	173
ANTONIO (ship)	
ment ^d . (answer to pet. of Alvin Child)	12
of Lisbon (case of Shapleigh)	13
ANUSQUENUT (alias JOHN), Indian, case of, (murder)	54
APELTON }	
APELTON } (<i>See</i> APPLETON.)	
APLTON. }	
APOLLOW (ship), mariners of, ag ^t . Hollaway &c.	182-3
APPEAL, jury for trials of. (<i>See</i> JURY for trials.)	
APPELTON }	
APPELTON } OF APELTON, APLETON, APLTON	
—, Mr., and Mr. Porter, case between,	159
bond chanceryed	167
present at Court 12 Oct. 1688	241
case of, ment ^d . in margin	244
John, Cap ^t ., &c., case referred to, (Hooke ag ^t . Pike)	154
Jun ^r ., ag ^t . Abell Porter	154, 159, 167
Samuel, &c. sureties on bond of attain, (Apleton ag ^t . Savage)	123
Jun ^r ., ag ^t . Savage	123-4
plaintiff, attain of jury, (Beamis, foreman)	133
Esq ^r ., present at Court 6 Sept. 1681	190
present at Court, 7 Mar. 1681	202
Esq ^r ., present at Court, 18 Mar. 1681	208
5 Sept. 1682	214

	PAGE
APPLETON, &c., continued.	
Samuel, present at Court, 6 Mar. 1682	223
Esq ^r ., present at Court, 4 Sept. 1688	232
Sen ^r ., Esq ^r ., &c. ag ^t . Hawkes, &c.	236
Jun ^r ., &c. ag ^t . Hawkes, &c.	236
Hawkes &c. ag ^t .,	243
Sen., Esq ^r ., &c., Hawkes, &c. ag ^t .,	243
present at Court 4 Mar. 1688	243
Jun ^r ., ag ^t . Marshall	261
Esq ^r ., present at Court 3 Mar. 1684	266
1 Sept. 1685	273
Mr., Jun ^r ., ag ^t . Roads	276-7
ag ^t . Wakefeild	277
Jun ^r ., Town of Lynn ag ^t .,	279
Roads ag ^t .,	281
Esq ^r ., present at Court 2 Mar. 1685	287
15 Apr. 1686	298
24 Dec. 1689	302
7 Jan. 1689	305
present at Court 17 Jan. 1689	320
Esq ^r ., Assist ^t ., present at Court 3 Mar. 1690-1	336
22 Sept. 1691	345
Maj ^r ., judgment of, (Cross ag ^t . Younglove)	348
Esq ^r ., Assist ^t ., present at Court 16 Oct. 1691	359
ARBUCKLE, WILLIAM, merch^t., ag^t. adm^r. of Bricknall	323
ARCHER	
Bethy, wife & atty. to Jn ^o . Archer, &c. ag ^t . Pickmand	275
John, his wife & atty. &c. ag ^t . Pickmand	275
ARMETAGE or }	
ARMITAGE	
Hannah, choice of guardian	271
Timothy, master of ship Two Sisters of Boston, (information &c.)	176
(Jury for attaints)	180
by atty. ag ^t . Randolph	210
ARMY, comm^{tee}. of, order as to, (certificate &c. for payment for service under	
Hathorn)	104
ARNOLD	
John, ag ^t . Thayer	247
prison keeper in Boston, ag ^t . Belchar	364
Richard, testimony by, ment ^d . (Stanbury ag ^t . Harris)	367
ARROWSMITH, EDWARD, appointed constable of Pemaquid	12
ARSENAW, ———, master of bark St. Charles, (case of Wm. Johnson)	242
ARSON. (See CRIMES.)	
ASH	
John, of Amesbury, (case of Sam. Guile)	50
Mary, wife of Jn ^o . Ash, (case of Sam. Guile)	50
(allowance for Treasurer &c.)	50

	PAGE
ASHELY or } ASHLEY	
Edward, &c., Butler agt.,	140, 164
(who married Mary Hollowell), &c. agt. Butler (exec ⁿ),	380-382
&c., Butler agt., (execution)	380-382
ASHTON	
Henry, Gibbs agt.,	2
complaint of, ment ^d . (case of Benj ^t . Gibbs)	2
Bonner agt.,	3
ASIA ment ^d . (information agt. Lawrence)	348
ASSAILLEY or } ASSAILLY	
Peter, Jun ^r ., merchant, Robineau agt.,	324
ASSAULT. (See CRIMES.)	
ASSISTANTS, COURT OF, or COURT OF ADMIRALTY	
Assistants, Court of, second book of records	1
book of records for executions, 371, 379, 382, 386, 388, 391	
Admiralty, Court of, book of records for, ment ^d	376
Assistants, or Admiralty, Court of, "day book" ment ^d . in margin,	16, 281
Assistants, Court of, 2 Sept. 1662 ment ^d . (order for Mrs. Hill's dower),	147
Sept. [1673] ment ^d . (Clarke agt. Bartlet)	2
2 Sept. 1673 ment ^d . (Dinely agt. Stenwick)	
(exec ⁿ .)	371
3 Mar. "	1
7 " "	11
11 " "	10
11 " [1673]	12
18 " 1673	11, 13
adjourned to 14 Mar. 1673	14
14 Mar. 1673	14
adjourned to 23 Mar. 1673	14
Admiralty, Court of, 9 Apr. 1674 ment ^d . (order for Treas ^r . to pay	
Kent &c.)	36
Assistants, or Admiralty, Court of, 10 Apr. 1674	13, 14, 15
Assistants, Court of, 28 May 1674	15
29 May 1674	16
6 June "	15, 16
1 Sept. "	16
adjournment of, to 9 Oct. 1674	23
9 Oct. 1674	23
Admiralty, Court of, 21 Oct. 1674	23
Assistants, Court of, 2 Mar. "	24
5 Mar. 1674	25
special Court of, 11 Mar. 1674	32
Court of, adjourned to 13 May [1675]	31
13 May 1675	33
Assistants or Admiralty, Court of, 17 May 1675	34
Assistants, Court of, 24 May 1675	34

	PAGE
<i>ASSISTANTS, COURT OF, &c., continued.</i>	
Assistants, Court of, 17 June 1675	36
Assistants or Admiralty, Court of, 17 June 1675	39
6 Aug. 1675	41
30 " "	43
Assistants, Court of, 7 Sept. 1675	43
Assistants or Admiralty, Court of, 13 Sept. 1675	52
Assistants, Court of, 18 Sept. 1675	52
[Assistants], Court of, adjourned to 21 Sept. 1675	51-2
Assistants or Admiralty, Court of, 1 Oct. 1675	55
Assistants or Admiralty, Court of, 4 Oct. 1675	55
19 Nov. 1675	55, 58
Assistants, Court of, adjourned to 30 [Nov. 1675]	57
4 Dec. 1675	58
Assistants or Admiralty, Court of, 16 Dec. 1675	58, 372
Assistants Court of, 7 Mar. 1675-6	56, 58
14 Mar. 1675-6	61
Assistants or Admiralty, Court of, 29 Mar. 1676	61
21 July 1676	62
Admiralty, Court of, 26 July 1676	62
31 July 1676	63
22 Aug. [1676]	63
28 " 1676	63
Assistants, Court of, 5 Sept. 1676	64
[Assistants], Court of, 10 Sept. 1676	88
adjourned to 18 [Sept. 1676]	70
13 Sept. 1676	70
Assistants or Admiralty, Court of, 9 Oct. 1676	75
adjourned to 12 Oct. 1676	75
23 Oct. 1676	76
26 " "	76
5 Mar. "	77
Assistants, Court of, 6 Mar. 1676	77
(case of Isaac Waldron for abusive speeches)	88
10 Mar. 1676	91
12 " "	80
[Assistants], Court of, dissolved 13 Mar. 1676	91
Assistants Court of, 17 Apr. 1677	88
Assistants or Admiralty, Court of, 17 Apr. 1677	91
Admiralty, Court of, 22 May 1677	92
4 Aug. 1677	92
Assistants, Court of, 4 Sept. 1677	94
Admiralty, " " 5 " "	93
[Assistants], " " 6 " " allowance &c. of Bratle &c. comm ⁿ	96
Assistants or Admiralty, Court of, 7 Sept. 1677	105
27 Sept. 1677	105
Admiralty, Court of, 9 Oct. 1677	106

	PAGE
<i>ASSISTANTS, COURT OF, &c., continued.</i>	
Assistants or Admiralty, Court of, 15 Oct. 1677	106
Admiralty, Court of, 20 Dec. 1677	106
Assistants, " " 5 March "	107
Assistants or Admiralty, Court of, 24 & 28 May 1678	117, 378, 374
1 & 9 July 1678	118
Assistants, Court of, Sept. 1678 ment ^d . (case of Tho ^s . Kenny, Negro)	127
3 & 5 Sept. 1678	119
Assistants or Admiralty, Court of, 14 Oct. 1678	128
8 & 13 Nov. 1678	128
2 Jan. 1678	130, 382, 383, 386
Assistants, Court of, Mar. [1678-9] ment ^d . (case of Tho ^s . Kenny, negro)	127
4 Mar. 1678	133
19 Mar. 1678-9	138
Assistants or Admiralty, Court of, 15 & 29 May 1679	130
31 May 1679	131
14 June "	132
Assistants, Court of, 2 Sept. 1679	139
Assistants or Admiralty, Court of, 24 Sept. 1679	147
Assistants, Court of, 20 Oct. 1679	146
Assistants or Admiralty, Court of, 25 Oct. 1679	133
26 Jan. 1679	148
2 Feb. "	148
[Assistants], Court of, 4 Feb. 1679	148
Assistants, " " 2 Mar. "	151
20 May 1680	158
Assistants or Admiralty, Court of, 1 June 1680	149
Assistants, Court of, 4 June 1680	159
8 June 1680	150
Assistants or Admiralty, Court of, 7 Aug. 1680	150, 159
[Assistants], Court of, 9 Aug. 1680	168
adjourned to 16 Aug. 1680	168
Assistants, Court of, 20 Aug. 1680	160
[Assistants], " " adjourned to 28 Aug. 1680	169
Assistants, " " Sept. 1680 ment ^d . (order on pet. of Gyfford)	231
7 Sept. 1680	160, 376, 380-382
[Assistants], Court of, 16 & 18 Sept. 1680	170
Assistants, " " 1 Oct. 1680	170
order as to caution money	171
[Assistants], Court of, 2 Oct. 1680	172
16 Oct. 1680	169
30 " "	175
Assistants or Admiralty, Court of, 18 Nov. [1680]	172
2 Dec. 1680	173
9 " "	174, 177
24 " "	175
Assistants or Admiralty, Court of, 25 Dec. 1680 ment ^d . (Armitage ag ^t . Randolph)	210

INDEX.

405

	PAGE
<i>ASSISTANTS, COURT OF, &c., continued.</i>	
Assistants, Court of, 1 Mar. 1680	179
1 June 1681	189
Assistants or Admiralty, Court of, 17 June 1681	177
4 Aug. 1681 and adjourned to 11 Aug. 1681	179
Assistants, Court of, Sept. [1681] (appeal from, on attaint)	
(Wharton ag ^t . Reynolds)	202
(Leach &c. ag ^t . Knight)	202
Assistants, Court of, 6 Sept. 1681	190
[Assistants], Court of, 13 Sept. 1681 Boston comm ^m . sworn	199
14 Sept. 1681	200
21 Oct. 1681	201
Assistants, Court of, dissolved 22 Oct. 1681	201
7 Mar. 1681	202
[Assistants], Court of, 18 Mar. 1681	208
Assistants, Court of, 21 Mar. 1681-2	209
Assistants or Admiralty, Court of, 1 June 1682	209
Assistants, Court of, 8 June [1682] (bond by Shrimpton &c.)	211
Assistants or Admiralty, Court of, 15 June 1682	211
17 Aug. 1682	213
Assistants, Court of, 5 Sept. 1682	214
[Assistants], Court of, 8 Sept. 1682 ment ^d . (Randolph ag ^t . Wallis)	219
14 Sept. 1682	220
Assistants, Court of, 6 Mar. 1682	223
17 Apr. 1683	227
22 May 1683	229
[Assistants], Court of, adjourned to 24 [May 1683]	230
31 [May 1683]	230
Assistants or Admiralty, Court of, 8 June 1683	230
[Assistants], Court of, adjourned to 14 June [1683]	231
21 June [1683]	231
5 July 1683	231
Assistants, Court of, 5 July 1683	231
[Sept. 1683] (appeal from, on attaint)	
(Hawkes &c. ag ^t . Apleton &c.)	243
(Webb ag ^t . Manly)	244
Assistants, Court of, 4 Sept. 1683	231
12 Oct. "	240-1
12 Nov. "	241
4 Mar. "	243
[Assistants], Court of, [5] Mar. 1683 ment ^d . (order on est. of Wade),	250
Assistants, special Court of, 22 July 1684	251
[Assistants], Court of, 22 & 24 July 1684	253
adjourned to 7 Aug. 1684	254
14 Aug. 1684	254
21 " "	254
dissolved 28 Aug. 1684	254

	PAGE
ASSISTANTS, COURT OF, &c., continued.	
[Assistants] Court of, adjourned to 16 Oct. 1691	359
9 Dec. 1691	360
11 " "	360
24 " "	361
25 " "	361
Assistants, Court of, 1 Mar. 1691-2	361
(See also BENCH and MAGISTRATES.)	
ASSOCIATES, COURT OF	
at Portsmouth (Porter agt. Cater)	138
30 Sept. 1679 (Waldron agt. Walton)	153
ATKINS, THO., agt. Joy	21
ATKINSON	
Abigail, by her father Theodore, agt. Williams	4
John, agt. Woolcot	220
Buckman	221
Mirrick	223
Woolcot, Senr.,	233
Woolcot	233
Miller	270
Theodore, Senr., by atty. agt. Williams	4
(Jury of trials &c.)	33
Theodore (Grand Jury)	59, 190, 242, 243
agt. Perkins	123, 136
ATTACHMENT	
whether to be accounted imprisonment &c. (Woodbridge agt. Williams)	83
question as to power of clerk of writs to grant, (Olliver &c. agt. Lynn &c.)	112
of bill of exchange (West agt. Barter)	157
ATTAINT	
Jury of. (See JURY of attaint, list of.)	
Bonner agt. Heyman [Bonner & Lawton]	1
Woodmansey agt. Joy	45, 59
Apleton agt. Savage	123, 124, 133
Execr. &c. of Cooke agt. Olliver	166, 179
Gretian agt. Sweathy	182, 190
Sweatie agt. Greatian	182, 183
Greatian agt. Staynor	183, 191
Gifford agt. Read	185, 192
Joy &c. agt. Leveret	186
Thaier agt. Savage	186, 191
Joy &c. agt. Addams	191
Wharton agt. Reynolds	193, 202
Knight agt. Leach &c.	194
Leach &c. agt. Knight	202
Shatswell agt. Jewet	205, 214
Rawson &c. agt. Stoughton &c., comm ⁿ	209
Phips &c. agt. Bowers	224, 225

	PAGE
ATTAINT, continued.	
Torrey agt. Gretian	226
Bowers agt. Phipps &c.	232
Gretian agt. Torrey	232
Webb, marshal, agt. Manly	235, 244
Apelton &c. agt. Hawkes &c.	236, 237
Usher agt. assignee &c. of Harwood	237
Homes agt. Sweathy	238, 244
Hawkes &c. agt. Apleton &c.	243
Usher agt. Bulkley	243
Harrison agt. Platts	245, 255
Rauson agt. Gilbert	245, 255
Baker agt. Wharton	248, 249
Wisewall agt. Paige &c.	249, 250
Paige &c. agt. Wisewall	255
Perkins agt. Fenno	257, 258, 266
Basse agt. Crosby	258
Addams agt. Baker	260
Homes agt. Sheffieldd	261, 266
Baker agt. Adams	266
Homes agt. Cheeckley	282
Checkley agt. Homes	287
Wharton &c. agt. Smith	298
Votes on pet. of Checkley in "the case of attain"	294
Sheffieldd agt. Homes (exec ⁿ)	387
ATTORNEY	
action by, for his own use (Hull agt. Wincoll)	122
power of, vote as to, (Gifford agt. Walter &c.)	218
ATWATER	
Joshua, agt. Balston	44
case of, (incendiarism)	145
ATWOOD	
John, (Jury of trials)	298
(Jury)	300
AUSTEN or }	
AUSTIN	
Nicholas, quartermaster of ship Merchants Adventure, &c. agt. Stone	218
Richard, (Grand Jury)	252
AUTHORITY, reproachful words agt., (See CRIMES.)	
AVANT, JOHN, cabin boy, &c. agt. ketch Freindship, (exec ⁿ)	391-2
AVERY, WM., Mr., Rice agt.,	278
AVIS, ABRAHAM, &c. mariners, agt. ketch Freindship, (exec ⁿ)	391-2
AYRES or AIREs, EYRE, EYRES	
John, adventurer in ship Resolution, agt. Phipps &c.	211, 212
agt. Furnell	222
of Boston, merchant, Eyre agt.,	342
Mr., &c., chosen comm ⁿ . for Boston & sworn	357
Martha, Mrs., widow, by atty. agt. Chenery ,	26

	PAGE
AYRES, &c., <i>continued</i>.	
Thomas, exec ⁿ . of Heywood ag ^t .,	324
of Boston, mariner, ag ^t . Eyre	342
BABELL, HUGH, atty., Parris ag^t.,	202-3
BACHELLORS DELIGHT. (<i>See</i> BACHELLORS DELIGHT.)	
BACHILER. (<i>See</i> BATCHILER.)	
BACKWAY, BENJAMIN, of Boston, mariner, Hall ag^t.,	350
BACON	
John, &c., mariners, (libel &c.)	40
Michael, Read ag ^t .,	281
ag ^t . [Magninis]	291
Thomas, (1 st Jury of trials &c.)	161
(2 nd Jury of trials &c.)	224
Wm., &c. by atty. ag ^t . Town of Hampton	19
BADCOCK, ENOCK, Pitts ag^t.,	166
BADGE, WEARING OF. (<i>See</i> PUNISHMENT, Miscellaneous.)	
BAGLY (OR BAYLY), SAMUEL, ag^t. Webster	259
BAILY OR BAYLY	
—, Mr., (libel &c. of Toton)	48
John, of Rochelle, merchant, his agent &c. (libel &c.)	55
Samuel, case of, ment ^d . (bond by King)	250
of Weymouth, case of, (buggery)	251
(or Bagly) ag ^t . Webster	259
Theophilus, house in Lynn ment ^d . (case of Newhall &c.) . . .	306
BAKER	
John, Greene ag ^t .,	162
by atty. ag ^t . Wharton	248
mariner, Wharton & Co. ag ^t .,	249
principal on bond of attain ^t (Adams ag ^t . Baker)	260
of Roxb[ury], Adams ag ^t .,	260
&c., bond of attain ^t (Homes ag ^t . Sheffield)	261
ag ^t . Addams	266
&c., Hundlocke ag ^t ., (execution)	389, 390
Richard, (Grand Jury)	35
Thomas, &c. ag ^t . Putnam	27
Figg ag ^t .,	183
ag ^t . Putnam	214
Putnam ag ^t .,	256
ag ^t . Pemberton	259
Condy	266
Pemberton &c.	267
Hunlocke	278
&c., Hundlocke ag ^t ., (execution)	389, 390
house &c. on Hudsons (or Wing) lane, Boston, } ment ^d . (Hundlocke ag ^t . Baker &c.) (exec ⁿ .) } . . .	389-391
BALCH, BENJAMIN, ag^t. Dodge	180
BALCOM, HEN., (1st. Jury for appeals &c.)	108

	PAGE
BALE, BENAJMIN, (Jury of trials &c.)	85-6
BALL	
George, of Boston, mariner, agt. Sandey	351
receipt by, ment ^d . (Stanbury agt. Harris)	367-8
John, (alias Uriah Cleoments) (Grand Jury indictments)	273
case of (burglary)	283-4
(case of Wm. Clapp)	284
William, salt shipped by, (Stanbury agt. Harris)	367
BALLARD	
Jarvis, agt. Watts	100
by atty. agt. Watts &c.	112
(Jury for attainit)	134
(2 ^d . Jury of trials &c.)	135
(Grand Jury)	255, 861
Mr., atty., (Elliot &c., agt. ketch Freindship) (exec ^a .)	392
Nathaniel, &c., Randolph agt.,	160
Samuel, (2 ^d Jury of trials &c.)	153, 224
(Jury)	171, 176
(Grand Jury)	345
BALLART OF BALLAT	
Samuel, Bussell agt.,	140
(Jury for attainit)	191
(1 st . Jury of trials &c.)	192
BALLAT. (See BALLART.)	
BALSTON OR BOLSTON	
John, (1 st . Jury of trials &c.)	78
Jun ^r ., (Jury)	160
master of pink Adventure (case of Cleoments)	283-4
(Special Jury)	363
Jonathan, (Grand Jury)	35
Atwater agt.,	44
Mr., (1 st . Jury of trials &c.)	70
&c. appraisers, (libel &c. agt. Schinking) (exec ^a .)	378-9
BANISHMENT. (See PUNISHMENT.)	
BANKS	
Richard, (Jury of attainits &c.)	288
(1 st . Jury for appeals &c.)	289
Samuel, of York, agt. Child	325
BANNISTER, THOMAS, (Grand Jury)	861
BARBADOS	
ment ^d . (libel &c. of Measure)	39
(Francis &c. agt. Smith)	131
(case of Mary Bishop)	144
Owen Parris of,	202
Vines Ellacot of, merchant,	251
Sr. Timothy Thornhill of, Barr ^t .,	340
BARBAR, JAMES, (Jury for attainits)	333

	PAGE
BAREFOOT OF } BAREFOOTE }	
Walter, agt. Shackford	67
Capt., agt. Palmer	98
BARKER, BENJA., &c., bill of charges for,	116
BARNARD OF BERNARD	
James, (1st. Jury for trials &c.)	17, 78
John, "	25, 161
(Jury of trials &c.)	32
Samuel, Trayne agt.,	275
order on complaint of,	283
BARNES	
Caleb, master, (libel &c. of Southack)	385
Edward, master of ketch Ollive Branch, &c. (libel &c.)	131
James, agt. Kemble &c.	120
(Jury)	360
(Special Jury)	363
BARON. (<i>See</i> BARRON.)	
BARRAT. (<i>See</i> BARRET.)	
BARRET OF BARRAT	
John, &c. bond by,	57
order as to rendezvous & marching "with the forces"	58
Sarah, plaintiff, (appeal)	288
Tho., Capt., atty., agt. Sprague	222
Wm., (2d. Jury for trials)	18
(1st " " ")	95
(Jury of trials &c.)	252
BARRON OF BARON	
Ellis, (or Elliz) (Grand Jury)	17, 44, 59
Mr., (2d. Jury for trials &c.)	96
BARROW, TING A., of Boston, Paul agt.,	345
BARRY, JN ^c ., Chapman agt.,	205
BARTER, BENJAMIN, West agt.,	157
BARTHOLMEW	
Abraham, Mr., &c. (libel)	76
Henry, &c., Manning agt.,	164
(1st. Jury for appeals)	274
merchant, &c. overseers &c., agt. Manning (exec ⁿ .)	376-378
Manning agt., (exec ⁿ .)	376-378
Wm., Mr., (Jury of trials &c.)	32
(Grand Jury)	78
(Grand Jury)	119
BARTLET	
Joseph, Clarke agt.,	1-2
Robert, agt. James &c. (Marblehead Commons)	20
BARTON	
Edward, agt. Mathews	195, 222
James, Mr., atty., (libel &c. of Wheeler &c.) (exec ⁿ .)	383, 384, 386

	PAGE
BA[R]TY, JARVICE, part owner of ship George, &c. (complaint &c.)	41
BARUCH, —, &c., Gibbs agt.,	49
BASHAM	
Nathl., (1 st . Jury for trials &c.)	224, 245
(Jury of attaints)	244
BASKERVILL, LAURENCE, by atty. agt. est. of Windor &c.	141
BASS or BASSE	
Edward, Mr., merchant in London (dep ⁿ . by Sexton)	132
Samuel, agt. Crosby	258
BAS SA BLOUS, Wm. Vincent of, burgess &c.	333
BASSE. (See BASS.)	
BASSET	
Henry, boatswain of ship Ann & Hesther (libel &c.)	172
Wm., agt. Waldron	78
BASTARD, security for, (case of Geo. Russell)	170
BASTO, negro slave to Cox, case of, (rape)	74
BASTON, GIDEON, &c. seamen &c. of ship Lixborn Merchant (libel &c.)	92-3
BAT. (See BATT.)	
BATCHELLOES DELIGHT (ship) of London, master &c. of, information agt.,	170
BATCHILER (or BACHILER), NATHANIEL, Smith agt.,	110
BATEMAN	
John, (Grand Jury)	35, 151
agt. Taft	161
BATT or BAT	
Paul, agt. Harris	20, 28
case of, (reflections declared in reasons of appeal)	31
Harris agt.,	94
Tho., his adm ^r . agt. Lake	269
Timothy, agt. Seaverns	9
&c. sureties on bond of attaint (Woodmansey agt. Joy)	45
Wells agt.,	48
BATTEN or BATTYN, BUTTIN	
Benjamin, (1 st . Jury of trials &c.)	17
William, (case of Amy Wellen)	15
BATTYN. (See BATTEN.)	
BAXTER	
John, (2 ^d . Jury for trials &c.)	274
Saffyn agt.,	282
BATLY. (See BAILY.)	
BEALE or }	
BEALES }	
Joshua, (Grand Jury)	273
Nathaniel, &c. agt. Leveret	185, 186
principals on bond of attaint (Joy &c. agt. Leveret)	186
agt. Adams	191
BEAMIS }	
BEAMNIS }	
—, foreman, ment ^d . in margin	123

	PAGE
BEAMMIS, &c., continued.	
Ephraim, of Watertown, case of, (lying &c.)	116
Joseph, (1 st . Jury of trials &c.)	25
(Grand Jury)	65, 214
Mr. (2 ^d . Jury for trials &c.)	121
foreman, (Apleton's attain of jury)	133
(2 ^d . Jury for trials &c.)	224
BEAMON, GAMALIEL, [Sen^r.], (1st. Jury for appeals &c.)	108
BEAUMIS. (See BEAMIS.)	
BECK or	
BECKE }	
Mannaseth, ag ^t . Gale (or Gates)	216
BECKFORD. (See BICKFORD.)	
BEERS	
Richard, (Grand Jury)	25
Left., (Grand Jury)	32
BEGINNING (bark), (libel &c. ag^t. Brimsden)	128
BELAINE. (See BLAINE.)	
BELCHAR or	
BELCHER }	
Andrew, (Jury)	149
(Grand Jury)	287
merchant, ag ^t . Lloyd	362
Joseph, of Braintree, Arnold ag ^t .,	364
BELKNAP, JOSEPH, Mr., &c., attys., ag^t. trustees &c. of Bellingham	24
BELL	
James, mariner of ketch Betty (Libel)	118
John, " " ship George, &c. (Complaint &c.)	41
Thomas, &c., of Stonington, order on bill of charges	116
BELLINGHAM	
Richard, Esq ^r ., his trustees &c., Rice ag ^t .,	24
Samuel, Esq ^r ., ag ^t . Hamond &c.	157
ag ^t . Russell	164
BEMA[N], NOAH (Jury of trials)	323
BENCH	
case referred to, (case of Benanuel Bowers)	8
point of law belonging to, (Adm ^r . of Coggan & wife ag ^t . Clarke)	4
declaration by, (Hutchinson ag ^t . Payne)	28
case referred to, (case of Robert Ma[lor])	84
(case of Walter Gendall)	102
law belonging to, (Dix[e] ag ^t . Morse)	108
sentence by, (case of Darby Bryan)	114
case referred to, (case of Sam ^l . Hunting)	114
sentence by, (case of Abigail Johnson)	115
bond chanceryed by, (Holmes ag ^t . Clarke)	152
determination by, (Martin ag ^t . Briggs &c.)	153
to chancery bond (Apleton ag ^t . Porter)	154
former judgment made null (Apleton ag ^t . Porter)	159

	PAGE
BENCH, continued.	
case referred to, (Balch agt. Dodge)	180
finding by, (Heinshaw agt. Voss)	185
(Wharton agt. Reynolds)	202
declaration by, (Butler agt. Checkley)	206
vote by, as to attain whether to be allowed when one party refuses to join (Rawson &c. agt. Stoughton &c., comm ^{rs} .)	209
vote by, as to non-suit (Rawson &c. agt. Stoughton &c., comm ^{rs} .)	209
order and vote by, (Gifford agt. Walter &c.)	218
judgment by, (Wisewall &c. agt. Paige &c.)	256
finding by, (Allen agt. Elliot)	261
determination by, (Rice agt. Avery)	274
(Apleton agt. Roads)	277
(Haugh agt. Hill)	283
case referred to, (case of Joseph Homes, Sen., &c.)	285
declaration by, (Bullard &c. agt. County Court sentence)	291
(Hunlorck agt. Hubbard &c.)	291
(See also MAGISTRATES and SPECIAL VERDICT.)	
BENDISH, THOMAS, M^r., &c., Elson agt.,	59
BENJAMIN	
Edw., mariner, wages of, (libel &c. agt. ship Nevis factor)	76
John, (Jury for trial of attain)	184, 192
(2 ^d . Jury for trials &c.)	135, 193
(1 st . Jury for trials &c.)	215
BENNET	
Charles, &c., seamen &c. of ship Lixborn Merchant (libel &c.)	92, 93
Henry, agt. Symonds	83
Gove agt.,	107
Mr., Epps agt.,	259
John, &c., case of, (neglect of Wilson, &c.)	11
agt. Addams	69
agt. Gridley	69, 82
&c., agt. Douden	184
house &c. of, ment ^d . (Boober & wife agt. Downing) (exec ^a .)	388
Richard, (Grand Jury)	24
Samuel, &c., case of, (neglect of Wilson, &c.)	11
& wife, complaint by, (case of Anna Edmunds)	11
&c., agt. Douden	184
Sarah, (case of John Bennet &c.)	11
BENT	
Joseph, of Sudbury (case of Peter Bent, Jun ^r .)	86
Martha, &c., agt. Foster & wife	309
Peeter, Jun ^r . of Sudbury, case of, (murder)	86
BERNARD. (See BARNARD.)	
BERRY	
Olliver, mate of pink Endeavor, &c. (libel &c.)	117, 118
Peter, of Ipswich, agt. Newmarch	331
Newmarsh agt.,	331

	PAGE
BERRY, continued.	
Thomas, (Jury of trials)	56
(Jury)	176
(Grand Jury)	179
BERWICK ment^d. (libel &c. ag^t. ship Richard)	335
BERWICK UPON TWEED ment^d. (information ag^t. Lawrence)	343-4
BESTIALITY. (See CRIMES.)	
BETTS	
John, (2 ^d Jury for trials &c.)	121
(Jury for attaints)	233
(Jury for appeals)	233
BETTY (ketch), mariner of, (libel)	118
BEVERLY (Town of)	
David Perkins of,	252
Phillip Darland of, miller	252-3
Phillip White &c. of,	343
BICKFORD (or Beckford), CHRISTOPHER, (inquisition)	33
BIGG, JOHN, of Boston, merchant, ag^t. Harwood & wife	339
BIGNELL, SAMUEL, (Jury for attaints)	266
BILBOA, payment at, ment^d. (libel ag^t. Bartholmew &c.)	76
BILL of exchange, attachment of, (West ag^t. Barter)	157
BILL	
James, (Grand Jury)	202
Thomas, (1 st Jury for trials, &c.)	120
BILLING or }	
BILLINGS }	
Ebenezer, (Jury for attaints)	244, 288
(1 st Jury for trials &c.)	245
(case of James Morgan)	295
Nathaniel, Chamberlain ag ^t .,	277
Roger, Rawson ag ^t .,	26, 96
(1 st Jury of trials)	66
Mr. (2 nd Jury of trials)	71
BILSON, JOHN, (certificate & order for pay^{mt}. &c. under Hathorn)	104
BINGLEY or }	
BINGLY }	
Thomas, (Jury of inquest) (inquisition on Bickford)	34
(2 ^d Jury for trials &c.)	96
BIRD	
James, (2 ^d Jury of trials &c.)	25, 71, 203, 274
(1 st " " " " ")	66
(Jury for attaints)	232
(Jury for trials &c.)	233, 302, 306, 308
John, (Jury of trials &c.)	35-6
(Jury)	210
(Grand Jury)	336
Thomas, &c., surety of Smith ag ^t .,	69
(2 ^d Jury for trials &c.)	121

BISCO or } BISCOB }		
John, (Grand Jury)	78, 302	
(2 ^d Jury for trials &c.)	108	
(1 st " " " ")	140	
Mr., complaint ag ^t . Farrell &c.	236	
BISHOP		
Job, pet. for divorce by his wife Mary	144	
John, ment ^d . (Ingolls ag ^t . Bishop)	262	
Margaret, exec ^r ., &c., ag ^t . Wainwright	60	
Mary, wife of Job Bishop, pet. for divorce	144	
Samuel, ag ^t . White	20	
ag ^t . Gold	47	
exec ^r ., &c., ag ^t . Wainwright	60	
ag ^t . Lord, marshal	238, 248	
ag ^t . adm ^r . of Andrews	248	
ag ^t . Clarke	263	
Thomas, ment ^d . (Bishop ag ^t . White)	20	
Gold ag ^t .,	21	
ag ^t . Gold	47	
atty., ment ^d . (Bishop ag ^t . Gold)	47	
his exec ^r ., &c., ag ^t . Wainwright	60	
Ingolls ag ^t .,	262-3	
BLACK		
William, ag ^t . pink Mary, &c.	324	
ag ^t . Bronsdon	324	
mariner &c., of pink Mary, ag ^t . Bronsdon &c.	324	
BLACKLEACH		
John, Mr., &c., Court of Admiralty granted on motion of,	63	
&c., merchants, (libel &c.)	63	
Sheaffe ag ^t .,	85	
Solomon, master of ship James Frygot (libel &c. of Creane &c.)	128	
BLACK POINT		
Jn ^o . Glandfeld of,	15	
Wm. Battyn of,	15	
Walter Gendall of,	102	
BLAGE, NATH., (1 st Jury of trials &c.)	59	
BLAINE (OR BLATNE, BELAINE, BOLAINE) JOHN, of Island of Jersey, mar ^r .,		
Hunlorck ag ^t .	292, 294	
BLAINY. (See Blaney.)		
BLAKE		
James (2 ^d Jury of trials &c.)	45	
(Jury of trials &c.)	252, 362	
John, (Mr.) (Grand Jury)	17, 65, 78, 139, 179	
(Jury of trials &c.)	336	
BLANCHARD OR BLANCHEARD, BLANDCHARD, BLANSHEARD		
Edward, &c., mariners of pink Endeavor (libel &c.)	118	
George, his son, &c., case of, (coining base money)	22	

	PAGE
BLANCHARD, &c., continued.	
Joseph, &c., case of, (coining base money)	22
bond by,	22
Phillip, &c., mariners of pink Endeavor (libel &c.)	117-18
BLANCHEARD }	
BLANDCHARD } (See BLANCHARD.)	
BLANEY OR BLAINY, BLANY, BLATNY	
John, agt. King, execr., &c.	111
(Jury)	149, 210
Senr., of Salem agt. Dunton	340
&c., order as to,	360
BLANSHEARD. (See BLANCHARD.)	
BLANY. (See BLANEY.)	
BLASPHEMY. (See CRIMES.)	
BLATNE. (See BLAINE.)	
BLYANT. (See BLANEY.)	
BLESSING (ship), master of, &c. (libel &c.)	58, 59
BLIGH	
Thomas, Sen., (Jury for trial of attain)	184
(2d Jury of trials &c.)	135
Sen., (Jury)	171
(Grand Jury)	232, 248, 336, 361
BLISH, ABRAHAM, (Jury of trials)	322
BLISS, ABRAHAM, &c., sureties on bond of attain (Webb agt. Manly) . .	235
BLOAR. (See BLOWER.)	
BLOOD, ROBERT, JUNR., agt. Knight	279-80
BLOWER }	
BLOWERS } or BLOAR	
John, mentd. (Phipps agt. Bronsdon)	337
Pyam, (1st Jury of trials &c.)	17, 215
(Grand Jury)	53
BLUNT, SAMUEL (Jury of trials)	337
BOALES. (See BOWLES.)	
BOARDMAN	
Andrew, (2d. Jury of trials &c.)	60, 161, 245
(Jury of attainments,)	244
Wm., Senr., (2d. Jury of trials &c.)	25
BOBBAT, ERASMUS, &c., seamen &c., of ship Lixborn Merchant (libel &c.) .	92-3
BODKIN	
Dominick, merchant, agt. Necke	128
Mr., libel, &c., agt. Brimsden	128
BOLAINE. (See BLAINE.)	
BOLDERSON, WILLIAM, of Boston, admr., agt. Colman	336
BOLIN, ———, Mr., mentd. (Elliot, &c., agt. ketch Friendship) (execr.) .	392
BOLSTON. (See BALSTON.)	
BOLTON	
Nicholas, (1st. Jury of trials)	66
(2d. Jury of trials)	71

	PAGE
BOMAN	
Francis, (Jury for attain)	134
(1 st . Jury of trials &c.)	153
(Jury)	210
BONAVISTA ROAD in Newfoundland, sale at,	335
BOND	
declared forfeited by County Court (Clarke ag ^t . Bartlet)	2
chancery of, (Bennet ag ^t . Gridley)	82
prosecution upon, as to, (Woodbridge ag ^t . Williams)	83
chancery of, (Woodbridge ag ^t . Williams)	83
verdict for forfeiture of, (Brattle ag ^t . Knight, adm ^r ., &c.)	101
declared forfeited (Wm. Pitman, plaintiff, appeal)	110
chancery of (Dell &c. ag ^t . Child)	112
(Longfellow &c. ag ^t . Oxe)	112
(Usher ag ^t . Usher)	137
declared forfeited (Porter ag ^t . Cater)	138
chancery of, (Rock ag ^t . Francks)	143
(Holmes ag ^t . Clarke)	152
(Apleton ag ^t . Porter)	154
forfeiture of, (Bellingham ag ^t . Hamond &c.)	157
of arbitration, as to chancery of, (Porter ag ^t . Apleton)	159
chancery of, (Bateman ag ^t . Taft)	161
declared forfeited (Egerton ag ^t . Smith)	166
forfeiture of, (Davenport ag ^t . Patch)	166
chancery of, (case of Mr. Apleton)	167
forfeiture of, (case of Daniel Mathew)	167
chancery of, (Joy &c., ag ^t . Addams)	191
(surety of Gretian ag ^t . Webb, marsh ^l .)	207
chancery &c. of, (Rawson &c., ag ^t . Stoughton &c., comm ^r .)	209
chancery of, (Symonds ag ^t . Leverett)	217
forfeiture of, (Atkinson ag ^t . Mirrick)	228
chancery of, (Dyre ag ^t . Hutchinson)	261-2
declared forfeited (Baker ag ^t . Addams)	266
chancery of, (Griffyn ag ^t . Knight)	267
chancery of, (order on pet. of Wharton &c.)	272
(Baker ag ^t . Hunlocke)	279
forfeiture of, (Wardell ag ^t . Lynde)	280
chancery of, (answer to motion of Hellier)	287
declared forfeited (Nowell ag ^t . Goddard)	293
forfeiture of, (Lambe &c., ag ^t . Winthrop, Treas ^r . &c.)	366
BOND	
—, Mr., foreman, ment ^d . (Shatswell ag ^t . Jewet)	205
John, (Jury of trials)	302
William, (2 ^d . Jury of trials &c.)	18
(Grand Jury)	108, 140, 230, 232, 273
Mr. (1 st Jury of trials &c.)	203
Ju., (Jury of trials &c.)	252
BONETA , (brigantine) commander of, (libel &c.)	354

	PAGE
BONNER	
John, agt. Heyman &c. [Bonner & Lawton]	1
agt. Ashton	3
&c., Gibbs agt.,	18
BOOPER or BOOBY	
Joan[e], & husband Joseph, Downing agt.,	258
" " " " agt. Downing (exec ⁿ .)	388
Joseph, & wife Joane, Downing agt.,	258
agt. Downing	276
and wife Joan, agt. Downing (exec ⁿ)	388
BOOBY. (See BOOPER.)	
BOOK of Rates, p. 158, acts of parliament in, (libel of Randolph)	149
BOOTH, REBECKAH, murder of, (case of John Downton)	272
BOREAU, FRANCIS, &c., confession by, ment ^d . (libel of Adams)	355
BOSSINGER, THOMAS, master &c. (information of Lugger)	296
BOSTON (Courts at,)	
County Court at	2-5, 7-9, 15, 17, 18, 21, 24-29, 31, 44-50, 59, 60, 65, 66, 68, 69, 77- 81, 83, 85, 88, 89, 94-103, 109-113, 119, 121-125, 133-135, 137, 140- 142, 144, 151-157, 161, 162, 164- 168, 180-187, 192, 193, 195, 196, 203-209, 215-220, 222, 223-227, 234, 236-239, 245-249, 256, 257- 261, 267-274, 276-282, 288, 290, 291-294, 297, 302, 303, 322-328, 330, 331, 336-341, 346, 347, 349- 352, 362, 363-369, 371, 380-382, 386
Commissioners Court in,	6, 7, 20, 46, 67, 81, 94, 97, 98, 101, 109, 120-122, 135, 137, 141, 153, 155, 157, 164, 195, 204, 215, 219, 236, 238, 239, 244, 260, 273, 279, 291, 292, 347, 350, 351, 361, 365, 369, 370
(See also Commissioners Court)	
Court of Assistants at,	1, 15, 16, 24, 34, 36, 39, 41, 43, 52, 55-58, 61, 64, 75-77, 89, 91, 94, 96, 106, 107, 117-119, 128, 130-132, 133, 138, 139, 146, 147-151, 159, 160, 172-179, 189, 190, 202, 209-211, 213, 214, 223, 229-231, 241, 243, 251, 253, 254, 265, 266, 273, 287, 296, 298, 300, 301, 322, 327, 336, 345, 359, 361, 371-373, 376, 378, 380-382, 386, 387-389
(See also Assistants)	
Meeting of Governor & Council at,	23, 104, 296, 297
Court of Admiralty at,	34, 39, 41, 43, 52, 55, 58, 61-63, 75, 76, 77, 91-94, 106, 117, 118, 128, 130, 131, 132, 147-149, 159, 172-179, 209, 210, 211, 213, 230, 298, 300, 372, 373, 382, 386
(See also Assistants)	

	PAGE
Boston (Town of,)	
constable of, return of warrant by, (case of Geo. Cole etc.)	12
Ship Expectation fitted in,	16
Ordinances of Christ in,	21
prison in, commitment to, (case of Mary Parsons)	31
Governor and Magistrates in,	32
constable of, (inquisition on body of Bickford)	33
Mr. Humphry Warren of, merchant	34
Mr. John Freake of,	35-39
Robert Houghton of,	39, 42
ment ^d . (libel, etc. ag ^t . Bull)	40
Thomas Patten of,	43
ment ^d . (case of Maurice Bret)	51
(case of Zechariah Crispe)	51
Maurice Brett of,	56
Mary Gibbs of,	57
Anthony Stoddard, commissioner in,	66
freemen in, choice of [commissioners] allowed, etc.	67
Tho ^s . Davis late resident in,	70
John Bucknam of,	73
Robert Cox, etc. of,	74
constables chosen in, and oath	80
Wm. Waldron, &c., of,	86
Mr. Isack Waldron of,	88
prison in, (case of Walter Gendall)	90
attachment dated in, 9 Apr. 1877 (libel &c. ag ^t . Sandiford)	91
commissioners in, sworn	96
military companies in,	102-3
Capt. Tho. Brattle discharged as comm ^r . of, sentence remitted,	103
defaming women in, (case of Wm. Pope)	104
Henry Allin of,	105
John Keetch of,	105
Peter Lydget of, merchant	105
Mr. Wm. Harris of,	106
harbor of, ment ^d . (case of ship Speedwell &c.)	107
Darby Bryan of,	114
keeper of prison in, order on pet. of,	114
Abigail Johnson of,	115
lecture in, (case of Darby Bryan)	115
Third Meeting House in,	127
John Necke of,	128
ment ^d . (Marston &c., ag ^t . Hollaway &c.)	132-3
banishment from, (case of Ellinor May)	138
Mr. John Usher of,	139
Maudet Engis of,	139
fire in, ment ^d . (case of Joshua Atwater &c.)	145
gaol in, commitment to, (case of Peeter Lorphelin)	145-6
comm ^{ns} . chosen for, & oath	168

Boston (Town of,) *continued.*

PAGE

security for, (case of Geo. Russell)	169
order of Dep ^y . Gov. in, 21 Oct. 1680 (case of Cobbham)	171
harbor in, ship in, ment ^d . (libel &c. ag ^t . Turell)	174
ship Two Sisters of,	176
Mary Hale of,	188
prison in, ment ^d . (answer to pet. of Morse)	190
comm ⁿ . &c. for, complaint ag ^t . Sherlot, dancing master &c.	197
freemen of, comm ⁿ . chosen by, & oath	199
Timothy Dwight of,	200
constables chosen in, & oath	206
Ship Hope of,	210
Sam ^l . Shrimpton &c. of, merchants	211
comm ⁿ . of, oath by,	214
Edward Crocket of,	234
Joshua Rice of,	234
port of, bark belonging to, (case of Wm. Johnson)	242
Vines Ellacot now resident in, merchant	251
John Keech of,	282
Sarah Noyes of,	283
James Pecker of,	284
house of Mrs. Noyes in,	285
Constante Worcester of, widow	294
James Morgan of,	294
Joseph Johnson of, butcher	294
Henry Flood of,	295
ship Elisabeth of,	296
watch house on the neck in,	296
Mr. Richard Wharton &c., of, merchants	297
Mr. Wm. Woodrope &c., of,	298, 300
Mr. Sam ^l . Shrimpton of, merchant	299
house &c. in,	302
Jotham Grover, &c., of,	303
Wm. Robie, &c., of,	303
Thomas Hawkins of, mariner	305
Thomas Pound of, mariner	307
sloop Mary of,	308, 309, 311-314, 316-318
Thomas Johnston of, mariner	309
Richard Griffin of, gunsmith	314
ketch Elinor of,	319
Sarah Fowler, &c., of,	322
Edmund Perkins, &c., of,	323
Edward Bricknall of,	323
David Waterhouse of, merchant	325
George Mountjoy &c., of,	325
John Child of, tailor	325
Rebecca Stebbins of, widow	326
Thomas Platts of,	326

	PAGE
Boston (Town of,) continued.	
Peter De Vault &c., of,	327
John Pyncheon of, merchant	328
Giles Fifield of, mariner	330
Henry Mountfort of, merchant	330
ship Richard of	334
Wm. Bolderson &c., of,	336
Nath ^l . Oliver of,	337
Rob ^t . Bronsdon of, merchant	337-8
Thomas Bulkley &c., of, merchants	338
George Hiskett of, mariner	339
John Bigg of, merchant	339
Thomas Smith of, blacksmith	339
land &c. in,	340
James Adlington of, mariner	340
Nicholas Tippet of, merchant	340
George Mountjoy of, mariner	341
Jonas Clay &c., of, mariners	341
Samuel Hemlock of, mariner	341
Thomas Clarke of,	341
Thomas Eyre &c., of,	342
ment ^d . (information ag ^t . Lawrence)	344
Tieg A. Barrow of,	345
Rebekah Stebbins of, widow	346
Benjamin Walker &c., of,	347
Wm. Warren &c., of,	347
David Waterhouse of, merchant	350
Henry Wright of, carpenter	350
Nath ^l . Oliver of, merchant	350
Sarah Fowler &c., of,	350
George Ball of, mariner	351
Henry Wright of,	351
Winsor Sandey of, mariner	351
Wm. Mumford &c., of,	351
sloop Mary of,	352
ment ^d . (libel ag ^t . bark Speedwell)	352
Benj. Alford of, merchant	352
Seth Perry of,	352
Thomas Bulkley of, merchant	352
brigantine Boneta of,	354
Mr. Richard Wharton of,	356
comm ^m . for, sworn 29 Sept. 1691	357-8
Duncan Cambell of, stationer	358
Edward Lillie of, cooper	358
Rice Griffin of, laborer	358
lecture day in,	360
Capt. Edw ^d . Wyllly of, shopkeeper	361
prison in,	361

	PAGE
Boston (Town of,) continued.	
Nathl. Thaire of,	362
Samuel Legg &c., of, mariners	362
Benjamin Alford of,	363
Seth Perry of,	363
John Arnold, prison keeper in,	364
John Somes of,	364
Wm. Witherett of,	365
Edward Peggy &c., of,	365
Thomas Smith &c., of,	365
Capt. John Wing of,	367
Thomas Stanbury &c., of,	367
Capt. John Foy &c., of,	368
Jeremiah Tay of, mariner	369
Mary Thatcher of, widow	369
execution dated at, 21 Dec. 1675	372
29 May 1678	374
22 Sept. 1680	377
4 Jan. 1678	383
appraisement dated at, 22 Jan. 1678-9	385
appraisement at,	385
Drawbridge in, ment ^d	385
Joseph Homes of,	386
prison keeper in, (Sheffeld ag ^t . Homes)	387
Hudsons (or Wing) lane in	389
prison keeper in, ment ^d . (Hundlocke ag ^t . Baker &c.)	389
John Cotta, constable of,	390
appraisers oath dated at, 24 Oct. 1685	391
ketch Freindship of,	391
execution dated at, 14 May 1686	392
BOUDEN, MICHAEL, Smith ag^t.,	184
BOULAND (or BOWLAND), JOHN, mate of ship Ann & Hester (libel &c.) .	172, 175
BOULES. (See BOWLES.)	
BOULTER	
——, (Colcord?) Roby &c. ag ^t .,	7
Nathaniel, &c., ag ^t . Evins	6, 136
atty., Hampton ag ^t .,	43
&c., ag ^t . Wilson	136
BOURY, Jⁿo., master of ship Wm. of Bristol, &c., information ag^t.,	210
BOWDISH, WM., of Salem, case of, (neglect or non appearance)	103
BOWEN	
Henry, (1 st Jury for trials &c.)	224
(Jury of attaints &c.)	288
(1 st Jury of appeals &c.)	289
(Grand Jury)	361
BOWERS	
Benanuel, case of,	3
referred to County Court, Cambridge	104

	PAGE
BOWERS, continued.	
Benanuel, Wood &c. agt.,	224
Phips &c. agt.,	224
by atty. agt. Phipps &c.	232
Elisabeth, order on pet. of,	104
BOWLAND. (See BOULAND.)	
BOWLES or BOALES, BOULES.	
Christian, &c., seamen of ship Resolution (libel &c.)	173
John, (Grand Jury)	32, 35
Laurence, &c., mariners of ketch John & Benjamin (libel &c.)	117
" " " " " " " " " (exec ⁿ .)	373-4
BOYNTON, JOSHUA, agt. Cross	125
BRACKET	
Peter, (Grand Jury)	82
Speere agt.,	182
BRADBROOK or } BRADBROOKE }	
Sarah, case of, (stealing)	145
BRADLEY, GEORGE, merchant, Fifield agt.,	330
BRADSHAW	
Humphry, (2 ^d Jury of trials &c.)	71
(1 st Jury of trials &c.)	95
BRADSTREET or BRADSTREETS, BRADSTREET	
Dudley, Capt., &c., Selectmen of Andover, agt. Fuller	108
Simon or Symon, Esq ^r ., Hon ^{ble} . Gov ^r . Esq ^r ., Dep ^y . Gov ^r ., present at Court, 1, 15, 16, 23, 24, 32-36, 41, 48, 52, 55, 58, 61, 65, 70, 76, 77, 91, 92, 94, 105-107, 117, 119, 128, 130-133, 139, 148, 149, 150, 151, 159, 160, 170, 172, 173, 177, 179, 189, 190, 202, 208, 209, 213, 214, 223, 227, 229, 231, 241, 243, 251, 254, 266, 273, 287, 296, 298, 327, 336, 345, 359, 361, 373.	
injurious speeches agt., (case of Isaac Waldron)	88
present at meeting of Council in Boston 1 Nov. 1677	104
ment ^d . (libel agt. Gretian &c.)	150
&c., information agt. Boury &c.	210
libel agt. Place	210
agt. Coffyn	259, 270
Coffyn agt.,	270
ment ^d . (information agt. Lawrence)	342-344
commission by,	354
oath before, (libel agt. Schinking) (exec ⁿ .)	380
BRADSTREETS } (See BRADSTREET.) BRADSTREET }	
BRAINTREE (Town of)	
Jn ^o . Dyar of,	188
Mr. Richard Harris of,	282
Hannah Owen of,	361
Joseph Belchar of,	364

	PAGE
BRANDENBURGH, Duke of, ment ^d . (libel ag ^t . Cocke &c.)	179
BRANDFORD in England ment ^d . (case of Ruth Read)	10
BRANDING. (<i>See</i> PUNISHMENT, miscellaneous.)	
BRANSON	
Francis, master &c. of ship Ann & Hester, &c., libel &c.	
of Bouland ag ^t	172, 175
of Basset, &c., ag ^t	172
of Kelso ag ^t	174
ag ^t . Kelso	177
BRATTLE OF }	
BRATTLE }	
Thomas, atty., Knight ag ^t	8
Mr., (Grand Jury)	56
Capt., &c., comm ^r ., [Boston], allowed &c. by the Court	67, 96
ag ^t . Knight, adm ^r ., &c.	100-1
case of, (reflections on Suffolk County Court)	103
&c. chosen comm ^r . for Boston & oath	168, 199
&c. oath as " " "	214
Man ag ^t	250
comm ^r ., oath before, (libel &c. ag ^t . Long)	375
Capt., appraisers sworn before, (libel &c. ag ^t . Checkly &c.)	
(exec ⁿ .)	385
BRAYDEN, James, (Jury of trials)	56
BREACH OF THE PEACE. (<i>See</i> CRIMES.)	
BRECK, or BRECKE, BREKS, BRICKS, BROCK	
John, master of bark Gift of God, &c., libel ag ^t	176
(Jury for attain ^t)	192, 244
(Mr.) (2 ^d . Jury for trials &c.)	192, 245
(Jury)	281
[John], [Mr.], foreman, ment ^d . in margin	248
BRECKE }	
BREKS }	
(<i>See</i> BRECK.)	
BRENTNAL, Tho ^s ., formerly of Rumney Marsh, now of Wadeing }	
River ag ^t . Hamlin & wife	326
BRENTON	
Jahleel, Gent., Coll ^r ., &c., information ag ^t . Lawrence	342-344
Lason ag ^t	349
libel ag ^t . pink Three Brothers &c.	355-6
(appraisement of ketch Salisbury)	356
(order on appeal of Lawrence)	360
Shrimpton ag ^t	366
BRET or }	
BRETT }	
John, (Grand Jury)	230
Maurice, of Boston, case of, (murder)	51
(adultery)	56
(contemptuous carriage)	57

	PAGE
BREWER	
Daniel, (Jury for trials)	35, 37
(1 st Jury for trials)	140
(Jury for attaints)	181
(2 ^d . Jury for trials &c.)	181
Nathaniel, (1 st . Jury for trials &c.)	17, 95
BRICKE. (<i>See</i> BRECK.)	
BRICKNALL, EDWARD, of Boston, mariner, his adm ^r ., Arbuckle ag ^t .,	323
BRIDEWELL, commitment to, (case of Ellinor May)	138
BRIDG. (<i>See</i> BRIDGE.)	
BRIDGAM. (<i>See</i> BRIDGHAM.)	
BRIDGE or BRIDG.	
—, ment ^d . in margin	112
Edw ^d ., (Jury of trials)	35, 37
Samuel, (Jury for attaints)	180
(1 st . Jury for trials &c.)	181
(2 ^d . Jury for trials &c.)	224
BRIDGES, EDMOND, atty., ag ^t . Mazure	109
BRIDGHAM or BRIDGAM	
Jonathan, (1 st . Jury for trials &c.)	70
(2 ^d . Jury for trials &c.)	161
(Grand Jury)	242
(2 ^d . Jury for appeals)	256
instead of Mr. Clark (2 ^d . Jury of trials &c.)	275
BRIGGS	
Abraham, assignee, Leveret ag ^t .,	50
Rauson ag ^t .,	65
Gifford ag ^t .,	65
Jn ^o , &c., Martin ag ^t .,	152
BRIGHT	
Henry, (Grand Jury)	1, 25, 32, 59, 120, 151, 252
Jn ^o ., (Jury of attaints)	244
(2 ^d . Jury of trials &c.)	245
(Grand Jury)	287
BRIMSDEN } (<i>See</i> BRONSDON.)	
BRINSDON }	
BRISCO, JOSEPH, atty., &c., ag ^t . Sparrey (2 actions)	235
BRISTOL (Town of)	
Wm. Haberfeld of,	105
ship George of,	178
ship Michael of,	150
ship William of,	210
BROADHURST, RALPH, (Jury for attaints)	267
BROCK. (<i>See</i> BRECK.)	
BROMEFIELD. (<i>See</i> BROMFIELD.)	
BROMEHALL. (<i>See</i> BROMHALL.)	

	PAGE
BROMFIELD } or BROMEFEILD, BROOMFEILD	
Edward, (Jury)	160
(Jury for trials)	242
Mr., (2 ^d . Jury for trials, &c.)	274
foreman, ment ^d . (Homes ag ^t . Cheeckley)	282
(Cheekley ag ^t . verdict of jury, &c.)	287
&c., chosen comm ⁿ . for Boston & sworn	357
BROMHALL or BROMEHALL	
Thomas, mate of ketch John & Benjamin, &c. (libel &c.)	117, 378-4
BROMSDON } or BRIMSDEN, BRINSDON.	
Robert, libel &c. of Bodkin ag ^t	128
Paige ag ^t	168
(Jury for attain)	191
(1 st . Jury for trials &c.)	192
atty., ag ^t . Wharton	248
ag ^t . Conney	269
adm ^r ., Arbuckle ag ^t	323
&c., owners, Black, ag ^t	324
Black ag ^t	324
merchant, &c., Black ag ^t	324
of Boston, merchant, Phipps ag ^t . (3 actions)	337-8
(Grand Jury)	345
BROOKES. (See BROOKS.)	
BROOKIN or }	
BROOKINGS }	
John, Williams ag ^t	217
BROOKS or BROOKES	
Caleb, &c., Prout ag ^t	349
Isack, (1 st . Jury of appeals &c.)	274
Tymothy, ag ^t . Mussey	268
BROOMFEILD. (See BROMFIELD.)	
BROTHERS ADVENTURE (sloop and ketch)	
ment ^d . (libel, etc. ag ^t . Sandiford)	91
(libel, ag ^t . Keech)	300
(libel, ag ^t . Thornton)	300-1
BROUGHTON	
Thomas, (1 st . Jury of trials &c.)	59
foreman, ment ^d . (Woodmansey ag ^t . Frost)	59
BROUNE. (See BROWNE.)	
BROUNSFORD, ROBT., &c., mariners, (libel, &c.),	40
BROWNE or BROUNE	
—, Mr., present at Court 12 Oct. 1683	240
Abraham, of Salisbury, ag ^t . Fellowes	140
Charles, &c., mariners of pink Endeavor (libel, &c.)	117-18
Edward, case of, (murder)	315
Elizabeth, (case of Thomas Davis)	70

	PAGE
BROWNE or BROWN, continued.	
Elizabeth, wife of Wm. Browne, case of, (adultery)	70
George, Left., &c., atty ^t ., Swann agt ^t .,	156
Hezekiah, legacies to, ment ^d . (Usher agt. exec ⁿ . of Usher)	203
James, atty., English agt ^t .,	109
agt. Trumble	156
John, Sen ^r ., &c., Maning, agt ^t .,	164
&c. overseers, &c., Maning agt ^t ., (exec ⁿ .)	376-7
(Ruling Elder of church of Salem), &c. overseers, &c., agt. Maning (exec ⁿ .)	376-7
Jonathan, (2 ^d . Jury for trials &c.)	79, 181, 224
(Jury of attaints)	181
Robert, mariner of ship Merchants Adventure, &c. agt. Stone,	213
Roger, house &c. of, (Butler agt. Hollowell &c.) (exec ⁿ .)	381
Thomas, (2 ^d . Jury of trials &c.)	18
Sen ^r ., Laughton, &c. agt ^t .,	195
Town of Lynn agt ^t .,	225
Hitchins agt ^t .,	276
William, Sen ^r ., merchant, agt. Letherland	25
of Charlestown, case of his wife Elizabeth,	70
Sen ^r ., present at Court 1 June 1680	149
20 Aug. 1680	160
16 Oct. 1680	169
Esq ^r ., " " " 1 Mar. 1680	179
(2 ^d . Jury of trials &c.)	203
Esq ^r ., Dewar agt ^t .,	236
Assist., oath before, (Manning agt. overseers &c.)	377
BRUSCO, JNO., (Jury of trials)	57
BRYAN or BRYANT	
Darby, Soames agt ^t .,	97
agt. Soames	98
of Boston, case of, (adultery)	114
ment ^d . (case of Abigaile Johnson)	115
BRYANT. (See BRYAN.)	
BUCK	
Eleazer, mariner, case of, (piracy &c.)	310, 311, 320, 322
Sam ^l ., (Jury of trials)	323
BUCKLEY, RICHD., (Grand Jury)	305
BUCKMAN, SAMUEL, Atkinson agt ^t .,	221
BUCKMINSTER, JOSEPH, late widow of, order on estate of,	108
BUCKNAM	
John, of Boston, his wife Sarah ment ^d . (case of Peter Cole)	73
Sarah, wife of John Bucknam, " "	73
case of, (adultery)	74
BUCKNELL, GEORG, &c. mariners of pink Endeavor (libel &c.)	117, 118
BUFFAM, JOSHUA, ment ^d . (case of George Cole &c.)	12
BUGGERY. (See CRIMES.)	

	PAGE
BULKLEY	
——, Mr., present at Court 12 Oct. 1888	240
Peter or Peeter, Esq ^r ., present at Court, 148-151, 159-161, 169, 170, 176, 190, 202, 209, 211, 214, 228, 232, 241, 243	
Peter, Esq ^r ., assignee &c., Usher ag ^t .,	237
Usher ag ^t .,	248
Richard, (1 st Jury of trials &c.)	65, 70
(Jury)	171
Thomas, of Boston, merchant, Grover ag ^t .,	308
ag ^t . Thayre, &c.	338
Hayward ag ^t .,	352
BULL, JOHN , master of ship Providence (libel &c.)	40
BULLARD	
Natha., (1 st Jury of appeals &c.)	289
(Jury of attaints &c.)	289
Nathaniel, &c., ag ^t . County Courts judgment as to will of Richards	291
BULLIS, PHILLIP , ag ^t . adm ^r . of Payton	113
BULLOCK, JOHN , Small ag ^t .,	339
BURELL . (<i>See BURRELL</i> .)	
BURGLARY . (<i>See CRIMES</i> .)	
BURNAM, JOHN , Jun ^r ., of Chebacco of Ipswich, ag ^t . Cross	345-6
BURNING to death (case of Maria, negro)	198
BURREL } or BURRELL	
Francis, (Jury of attaints &c.)	289
(1 st Jury for appeals &c.)	289
John, &c., atty ^r ., ag ^t . Browne	225
BURROUGHS or BURROWES	
Francis, Mr., &c., appointed to apprise ketch Salisbury	356
Hiller ag ^t .,	281
BURROWES . (<i>See BURROUGHS</i> .)	
BURTON	
Stephen, (2 ^d . Jury for trials &c.)	60
(1 st . Jury for trials &c.)	120
(Jury)	150, 176
Webb ag ^t .,	208
Harwood ag ^t .,	257
Saffyn ag ^t .,	281
BUSSELL, STEPHEN , ag ^t . Ballat	140
BUSWELL, WM. , Ring ag ^t .,	82
BUTCHER	
Richard, gunner of ship Ann & Hesther, &c. (libel &c.)	172
Robert, atty., ag ^t . Randolph, Esq ^r	210
constable, (case of Wm. Clapp &c.)	286
BUTLER	
Stephen, ag ^t . Hollowell &c.	140
ag ^t . Hollowell &c.	164

	PAGE
BUTLER, continued.	
Stephen, order on pet. of,	170
ag ^t . Checkley	205
Sen ^t . Hollowell, &c., ag ^t ., (execution)	380-382
ag ^t . Hollowell &c.	380-382
Jun ^r ., wife of, ment ^d . (Butler ag ^t . Hollowell &c.) (exec ⁿ .)	382
BUTTERFIELD, HENRY , gunner of ship John & Mary, &c. (libel &c.)	40
BUTTERY, JN^o. , of Marblehead, case of, (bestiality)	103
BUTTOLPH, JN^o. , jury of inquest (inquisition on body of Bickford)	34
BUTTYN. (<i>See</i> BATTEN.)	
BYFIELD	
BYFFIELD }	
BYFIELD }	
Nathaniel, (1 st Jury for trials &c.)	59
(Jury)	149
exec ^t ., ag ^t . Taylor &c.	153
atty., ag ^t . Orchard	224
CABLE, GEORGE , Fawer ag ^t .,	302
CADMAN, STEPHEN , (Jury)	171, 176
CALEB (Indian), &c., case of, (being open & murderous enemies)	76
CALL, JOHN , (Grand Jury)	266, 336
CALLENDER, ELLIS , of Boston, Warren ag ^t .,	347
CALLEY	
Hanna, Williams, ag ^t .,	95
Joseph, Endecott &c. ag ^t .,	96
CALMAN. (<i>See</i> COLMAN.)	
CALUMBINE (Indian), &c., case of, (being open & murderous enemies)	76
CAMBELL. (<i>See</i> CAMPBELL.)	
CAMBRIDGE (TOWN of)	
County Court at,	2, 22, 27, 57, 100, 104, 121, 124,
(<i>See also</i> County Court Middlesex)	157, 164, 166, 197, 218, 224, 237,
	267, 271, 275, 277, 281, 287, 290,
	291, 300, 301, 330, 346, 351, 363
prison at, commitment to, (case of Benanuel Bowers)	3
ment ^d . (case of old Jethro, Indian)	54
ment ^d . (case of Jn ^o . Lawrence)	87
(" " Tho. Kenny, negro)	126
Jno. Fuller of,	274
prison at, (order on complaint by Bernard)	283
drummers of, Cambridge Selectmen ag ^t .,	289
John Cheeny of,	304
Alice Francis &c. of,	330
CAMPBELL or CAMBELL	
Duncan, of Boston, stationer, case of his servant maid	358
Hugh, merchant & owner of bark Hope, libel &c. of Goose ag ^t .,	148
of Pelton ag ^t .,	148
ag ^t . Goose	184
CAMPEACHY, BAY OF , ment ^d . (Marston &c. ag ^t . Hollaway &c.)	132

	PAGE
CANADA, coast of, (case of Wm. Johnson)	242
CANE, JONATHAN, exec ^r , ag ^t . comm ⁿ . of the United Colonies	95
CANNIDA, THOMAS, &c., by atty. ag ^t . Town of Hampton	19
CANNON, ROBERT, Johnson &c., for owners of ship Dove, ag ^t	52
CAPEN or CAPIN	
Barnard, freeman, oath by,	78
(1 st Jury for trials &c.)	78
John, Cap ^t ., (Grand Jury)	242
(Grand Jury)	251, 302, 305, 345
(Jury of trials)	323
Jun ^r ., (Jury of trials)	345
(Jury)	360
Sam., (Jury for attainments)	266
CAPENAWAGEN, &c., appointment of Constable at,	12
CAPIN. (<i>See</i> CAPEN.)	
CAPITAL PUNISHMENT. (<i>See</i> PUNISHMENT.)	
CARDS, playing at, for money, (case of John Child)	235
CAREY. (<i>See</i> CARY.)	
CARR	
George, Sen ^r ., ag ^t . Paige	181
Richard, of Salisbury, March ag ^t .,	367
CARRINGTON, EDW., (Grand Jury)	56, 214
CARTER, THO., (Petit Jury)	323
CARY or CAREY	
James (Grand Jury)	120
Nathaniel, master of ketch Elizabeth & Margaret, &c., ag ^t . ketch Elizabeth & Margaret	106
(Jury)	150, 30
(Jury of trials)	299
(Special Jury)	363
CASTLE, ship St. John of Dublin lying out of command of, (Randolph ag ^t . Jackson &c.).	160
CASWELL, MICHAEL, &c., mariners of ship Apollow ag ^t . Hollaway &c.	132-3
CATER, EDWD., Porter ag ^t .,	137-8
CAVE, THOMAS, Knight ag ^t .,	163
CHADWELL	
Nicholas, Tyng ag ^t .,	187
Tho., (2 ^d . Jury of trials &c.)	60
CHAMBERLAIN or CHAMBERLAYNE	
Benjamin, ag ^t . Billings	277
Richard, case of, (inciting to theft)	145
CHAMBERLAYNE. (<i>See</i> CHAMBERLAIN.)	
CHAMPLYN, JOHN, Mr., &c., interpreters, (libel ag ^t . Andreason &c.)	264
CHAMPNEY	
Daniel, (2 ^d . Jury for trials &c.)	215
(Jury of trials)	299
(Jury)	300
Sam., (Grand Jury)	298

	PAGE
CHAMPS. (<i>See</i> DE CHAMPS.)	
CHANCE MEDLEY	
ment ^d . in verdict (case of Peter Bent, Jun ^r .)	86
in verdict ag ^t . Dounton	272
CHANCERY. (<i>See</i> BOND.)	
CHANDLER	
Jn ^o ., (2 ^d . Jury for trials &c.)	60
Thomas, Ela ag ^t	194
CHANNELL, (or CHANNON) John, case of, (accomplice in theft)	285-287
CHANNON. (<i>See</i> CHANNELL.)	
CHAPEN, JOHN, Heman ag ^t	260
CHAPLIN, WILLIAM, (2 ^d . Jury of trials)	346
CHAPMAN	
Sam., ag ^t . Barry	205
&c., sureties, bond by, (Shatswell ag ^t . Jewet)	205
CHARD, HELLEN, master of ketch Mary of Salem, (case of Tho ^s . Hawkins	
&c.) 305, 307, 309-311, 313, 315, 316-318	
CHARLES II. (<i>See</i> under Acts, Brenton, Coll ^r ., Randolph, Coll ^r ., and	
Majesty.)	
CHARLESTOWN (TOWN of)	
County Court at,	8, 73, 95, 97, 108, 140, 143, 152,
(<i>See also</i> County Court Middlesex) 156, 165, 188, 219, 225, 230, 237,	
246, 258, 268, 275, 279, 283, 289,	
290, 329, 347, 349, 355, 359, 363,	
368, 369	
ment ^d . (case of Anna Negro)	29
Thomas Russell, &c. of,	55
Daniel Davisson of,	62
lecture day at, (case of Thomas Davis)	70
Wm. Broune of,	70
Peter Cole of,	73
Samuel Hunting of,	114
Greenes wharf at,	174
Selectmen of, (Phips &c., ag ^t ., Bowers)	224
common ment ^d ., " " " "	224-5
common, drivers of, Bowers ag ^t .,	232
Thomas Fosket of,	328
John Tyler of,	350-1
Nathan Duncelin of, mariner	365
CHARTER of the Colony, dissolution of, ment ^d . (case of Shrimpton)	297
CHARTER PARTY	
ment ^d . (libel ag ^t . Starr &c.)	23
breach of, (libel ag ^t . Measure)	42
ment ^d . (libel ag ^t . Davisson)	62
breach of, (libel ag ^t . Wharton & Co.)	63
ment ^d . (libel ag ^t . Poole &c.)	64
(libel ag ^t . Wheeler)	75
(libel ag ^t . Gibbs)	77

	PAGE
CHARTER PARTY, <i>continued</i>.	
breach of, (Poole agt. exec ^r . of Lydgett)	105
ment ^d . (libel agt. Brimsden)	128
breach of, (libel agt. Goose)	148
penalty of, (Arbuckle agt. adm ^r . of Bricknall)	323
ment ^d . (Belchar agt. Lloyd)	362
forfeiture of, (Belchar agt. Lloyd)	363
CHASE, JAMES, agt. trustee of wife &c. of Nanny	17
CHEBACCO	
land lying at, (Burnam agt. Cross)	346
of Ipswich, John Burnam, &c. of,	345
CHECKLEY } or CHEECKLEY, CHEECKLY, CHEEKLEY, CHICKLEY	
CHECKLY }	
——, Mr., exec ^a . delivered to, (Butler agt. Holowell &c.)	164
Anthony, atty., agt. Williams	4
Mr., (1 st Jury for trials &c.)	17
agt. Salter	47
atty., (libel agt. Shice)	58
&c., sureties, bond by, (case of Rich ^d . Scott)	61
Mr., and wife Lidia, (libel &c.)	130
(1 st Jury of trials &c.)	140
atty., (libel agt. pink Expectation)	149
(libel agt. Gretian &c.)	150
&c., sureties on bonds of attain (Gretian agt. Sweathy)	182-3
atty., agt. Hutchinson	186
Mr., atty., Voss agt.,	204
atty., Staynor agt.,	206
Butler agt.,	205
surety, agt. Webb	207
Mr., &c., sureties on bond of attain (Torrey agt. Gretian)	226
agt. Patteshall	227
on behalf of Gretian agt. Torrey	232
atty., Homes agt.,	238, 244
principal on bond of attain (Homes agt. Cheeckley)	282
Homes agt.,	282
Mr., agt. Homes	287
votes on pet. of,	294
Capt., agt. Griggs	369
Mr., atty., ment ^d . (Buttler agt. Hollowell &c.)	381-2
& wife Lydia (libel &c.) (exec ^a .)	382-384, 386
John, Mr., (Jury of trials)	35
foreman, ment ^d . (case of John Roads &c.)	36
Lidia (or Lydea), (formerly wife of Benj ^t . Gibbs) & husband Anthony, (libel &c.)	130, 382-384, 386
Samuel, (jury)	160
(1 st Jury for trials &c.)	215
CHEECKLEY }	
CHEECKLY }	
CHEEKLEY }	
(See CHECKLY.)	

	PAGE
CHEENEY } (See CHENY.)	
CHEENY }	
CHEEVERS or CHEIVERS	
Bartholmew, (Jury for attaint)	2
(2 ^d . Jury for trials &c.)	8
(Grand Jury)	151
CHEFFALEER (Negro)	
servant to Tho ^s . Walker, case of, (arson)	197
ment ^d . (case of James Pemberton's negro)	198
CHEIVERS. (See CHEEVERS.)	
CHELMSFORD, house &c. in, (Stratton ag ^t . Gidley)	369
CHENERY or }	
CHENREE }	
John, Ayres ag ^t	26
CHENY or CHEENEY, CHEENY	
John, of Cambridge, murder of, (case of Robin, negro)	304
Thomas, (Jury for attaint)	192
dismissed (1 st . Jury of trials &c.)	192
(2 ^d . Jury of trials &c.)	193
(Grand Jury)	242, 361
[Sen ^r .] (Jury for attaints)	255
(1 st . Jury for appeal)	257
Wm., of Dorchester, planter, case of, (rape)	199
CHICK or CHIOKE	
Richard, atty., Harris ag ^t	46
(Jury for appeals)	233
(Jury for attaints)	238
ag ^t . Doe	282
CHICKATABUT	
Charles, son of Josiah, choice of guardians	208
Josiah, late sachem of Massachusetts, choice of guardians by his son	
Charles	208
CHICKE. (See CHICK.)	
CHICKLEY. (See CHECKLY.)	
CHILD.	
Alvin, answer to pet. of,	12
Allwin, Dell &c., ag ^t	112
John, case of, (gambling)	235
of Boston, tailor, Banks ag ^t	325
Joseph, (1 st . Jury for trials &c.)	70
(Grand Jury)	214
Jun ^r . (Jury of trials)	242
(Grand Jury)	298
Richard, (1 st . Jury for trials &c.)	224
(2 ^d . Jury for trials &c.)	337
CHOOKE	
Peter, Griggs ag ^t	140
ag ^t . Peirce	141
ag ^t . Morgan	157

	PAGE
CHRIST, ordinances of, in Boston, (answer to motion of Wm. Leatherland)	21
CHRIST THE SAVIOR ment ^d . (case of Joseph Gatchell)	253
CHRISTOPHER, OTHRA, carpenter of ship James Frygot, &c. (libel, &c.)	128
CHUBB, JACOB, of Waymouth, commander, ment ^d . (libel, &c. ag ^t . ship William)	333-4
CHURCH	
Caleb, (Jury for attaints)	233
Mr., foreman, (2 ^d . Jury of trials)	345
Joseph, Joy ag ^t .,	96
CLAP OF }	
CLAFF }	
Desire, (2 ^d . Jury of trials &c.)	161, 337
Ezra, (1 st . Jury of trials &c.)	140
(Jury for trials &c.)	233
(Jury for attaints)	233
Nath., (2 ^d . Jury for trials &c.)	60
Nehemiah, (Jury)	210
Nicholas, (1 st . Jury for trials &c.)	44
Roger, Cap ^t ., Thaier ag ^t .,	186
Samuel, (Grand Jury)	32
(Jury of trials)	299
(Jury)	300
Wm., mariner, case of, (accomplice in theft)	284-287
CLARK OF }	
CLARKE }	
—, Mr., & Mr. Stoddard, comm ⁿ ., sentence of, appealed from, (case of Major, &c.)	84
—, Mr., Jn ^o . Bridgham instead of, (2 ^d . Jury for trials &c.)	275
Andrew, ag ^t . Nicholls	47
Christopher, Mr., (Grand Jury)	24
(Jury)	150
(Grand Jury)	251
&c., appraisers, (libel &c. ag ^t . ship Dove &c.) (exec ⁿ .)	373
Edward, Marshal Gen ^l . Dep ^{ty} ., Godfrey ag ^t .,	8
Hugh, ag ^t . Bartlet	2
bond of, declared forfeited by County Court	2
(Grand Jury)	56
&c., case of, as to,	153
James, (3 ^d . Jury for trials &c.)	215
John, ag ^t . Bartlet	1, 2
bond of, declared forfeited by County Court	2
&c., surety of Smith ag ^t .,	69
mariner, (1 st . Jury of trials &c.,)	161
Lambe ag ^t .,	165
mariner, adm ^r . of Wilky ag ^t .,	245
ag ^t . Lamb	345
atty., Lambe &c. ag ^t .,	366
Jonah, (Grand Jury)	56
Jonas, (Grand Jury)	1, 24, 32, 35, 44, 53, 120, 140

	PAGE
<i>CLARKE, continued.</i>	
Jonas, Junr., master of ketch Hopewell (libel &c.)	23
Mr., (Grand Jury)	190, 214
Josiah, Peasley agt.,	221
Bishop agt.,	268
Mathew, & Co., Herbert agt.,	80
Nathaniel, &c., owners of ketch Newbery (complaint &c.)	220
Thomas, Esq., or Major or Mr., present at Court, 1, 12, 15, 16, 23, 24, 32, 33, 34, 36, 41, 43, 52, 53, 55, 58, 61, 62, 63, 65, 70, 76, 77, 91, 92, 94, 105, 106, 107	
Thomas, admr. of Coggan & wife agt.,	3, 4
Major, &c., appointed to allow bills of cost	31
(Courts order as to witnesses)	31
Alden agt.,	66
Capt., &c., chosen by freemen of Boston allowed &c. by the Court, 67, 96	
&c., present at meeting of the Council, Boston, 1 Nov. 1677,	104
agt. Allin	135
Major, Holmes agt.,	152
Capt. his execr., agt. Taylor &c.	153
Major, Alden agt., as to bill of costs	158
of Boston, pewterer, Fowler agt.,	322
agt. Wyman	341
Timothy, (2d Jury of trials, &c.)	224
agt. Smith &c.	236
(Petit Jury)	323
&c., Hutchinson &c. agt.,	325
William, (Jury)	150
Lieut., house of, in North Hampton, mentd. (case of Jack, negro),	198
Mr., (2d Jury for appeals &c.)	274
CLARY, Jno., agt. Willington	121
CLAY	
Jonas, of Boston, mariner, agt. Jewell	341
Steven, master, &c. of ship Batchellors Delight (information, &c.)	170
Capt., master, &c., (libel, &c.)	174
CLENTON	
Lawrence, pet. for divorce by his wife Rachel	208
Rachel, wife of Lawrence, pet. for divorce	208
CLEMENTS	
John, agt. Merrill	221
Uriah (alias John Ball), case of, (burglary)	273, 283-4
mentd. (case of Wm. Clapp)	284-287
CLERK of writs, question as to power of, in another town (Oliver &c. agt. Town of Lynn &c.)	111-12
CLIPPINGS of Massachusetts money (case of Peter Lorphelin)	146

	PAGE
CLOFT, THO., ment ^d . (Phipps ag ^t . Bronsdon)	337
CLOUGH	
Wm., (Grand Jury)	140
(1 st . Jury for trials &c.)	224
CLUTTERBUCK	
Frederick, of London, merchant in St. Mallo, ment ^d . (libel &c. ag ^t . ship	
Richard,	335
Wm., (Jury of attaints)	244
(1 st Jury for trials &c.)	245
COALE. (See COLE.)	
COATES	
Eliazer, ment ^d . (case of Jn ^o . Flynt)	85
Robert, father of Eliazer Coates, ment ^d . (case of Jn ^o . Flynt)	85
COBB, RICHARD, Capt., master of ship Resolution, &c. (libel &c.)	173
COBBHAM, JOSIAH, recognizance by, to answer to Randolph	171
COCK or }	
COCKE }	
Joseph, &c., appraisers, (libel &c. ag ^t . ship Dove &c.) (exec ⁿ .)	373
Marcellus, Capt. of ship Salamander, &c. (libel &c.)	179
COFFIN or }	
COFFYN }	
Peter, Bradstreet ag ^t	259, 270
by atty. ag ^t . Bradstreet	270
Tristram, &c., atty ⁿ ., ag ^t . Dummer	108
atty., ag ^t . Lowle	139
ag ^t . Bradstreet	270
COGGAN	
John, and wife Martha, their adm ^r . ag ^t . Clarke	3, 4
Mr., & wife Martha, their adm ^r . ag ^t . guardian of Robinson	17
Martha, & husband John, their adm ^r ., ag ^t . Clarke	3, 4
Mrs., & husband John, their adm ^r . ag ^t . guardian of Robinson,	17
COGSWELL	
John, Cogswell ag ^t .,	59, 66
Marshall ag ^t .,	274
Wm., ag ^t . Cogswell	59, 66
COLCOED	
Edward, Roby &c. ag ^t .,	7
&c., atty ⁿ ., ag ^t . Tilton	7
ag ^t . Redman	18
ag ^t . Palmer	19
answer to pet. of,	24
ag ^t . Drake	81-2
COLDHAM, CLEOMEN, (Jury of attaints &c.)	288
COLE or COALE	
—, wounding of, (case of John Weaver)	57
Georg (Quaker), &c., case of,	12
Gilbert, ag ^t . Homes	279
Jn ^o ., &c., mariners of ship James Frygot (libel &c.)	128

	PAGE
COLE, &c., <i>continued</i> .	
Peter, of Charlestown, case of, (adultery)	73
(case of Sarah Bucknam)	74
COLEMAN. (<i>See</i> COLMAN.)	
COLLECOT OF	
COLLECOTT }	
COLLICOT }	
Richard, agt. Pinchon, assignee	8
assignee, Sheaffe agt.,	45
Mr., (Grand Jury)	65, 251
&c., agt. How	183
agt. Sears	219
COLMAN OF CALMAN, COLEMAN	
Alexander, case of, (disturbance at public worship)	127
John, Roberts agt.,	269
William, (1 st Jury for appeals &c.)	108
(2 ^d Jury of trials &c.)	141
of Boston, adm ^r . of Thurton agt.,	336
COLONIES, inhabitants of, betrayal of, (case of Walter Gendall &c.)	102
(<i>See also</i> United Colonies.)	
COLONY	
seal of, (case of John Weaver)	23
ment ^d . (order on pet. of John Sparrey)	147
his Majesties Court in,	175
banishment from, (case of Tho ^s . Davis &c.)	189
(complaint agt. Sherlot)	197
ment ^d . (libel agt. Andreason &c.)	264
charter of, dissolution of, ment ^d . (case of Sam ^l . Shrimpton)	297
(<i>See also</i> Massachusetts.)	
COLONY SOLDIERS ment ^d . (case of John Indian)	53
COMMISSIONERS	
of the United Colonies, estate of Johnson agt.,	95
for Boston, sworn in Boston	67, 96
oath by,	168
&c. for Boston, complaint agt. Sherlot	197
chosen by freemen of Boston, approved by the Court & oath	199
for the United Colonies, Rawson &c., agt.,	208-9
for Boston, oath by,	214
ment ^d . (Apleton agt. Wakefeild)	277
&c., complaint before, (case of Wm. Clapp &c.)	285
sworn 29 Sept. 1691	357-8
of the High Court of Admiralty (order on appeal of Lawrence)	360
COMMISSIONERS COURT at Boston	
Dec. [1673] (Miles agt. Heyden)	6
Jan. 1673 (Teudor agt. Aglin)	7
(Batt agt. Harris)	20
(Harris agt. Greeneoway)	46
(Ruggles agt. Hudson)	65

	PAGE
COMMISSIONERS COURT at Boston, <i>continued</i>.	
(Tyng agt. Davis)	67
(Wooddey agt. Speere)	81
(Bennet agt. Gridley)	82
(Hudson agt. Messenger)	84
(case of Robt. Maior &c.)	84
(Harris agt. Batt)	94
July [1677] (Surety of Maze agt. Mackee)	97
(Soames agt. Bryant)	97
(Bryan agt. Soames)	98
May [1677] (Sedgwick agt. Willis)	101
July [1677] (Hudson agt. Ruming)	101
(Orchard agt. Pollard)	109
(Knight agt. Heath)	113
(Barnes agt. Kemble &c.)	120
(Fairefeild agt. Fairefeild)	121
(Turnor agt. Perry)	122
(Knight agt. Peacocke)	135
(Man agt. Savage)	137
(Chocke agt. Peirce)	141
(Veren agt. Frost)	141
(Execr. of Clarke agt. Taylor &c.)	153
(Wells agt. Allin)	155
(Chocke agt. Morgan)	157
(Greene agt. Baker)	162
Aug. [1680] (Everden agt. Smith)	164
(Migeley agt. Smith)	195
(Barton agt. Mathews)	195
(Answer to pet. of Henry Jenkins)	200-1
(Goulding agt. Midgley)	204
(Holmes agt. Dudson)	204
(Wright agt. Weeden)	204
(Webb agt. Shrimpton &c.)	215
(Wilkins agt. Helgerson)	215
(Trumble agt. Peck)	219
(Aires agt. Furnell)	222
(Jacob agt. Gale)	223
(Leveret agt. Randolph, Collector)	223
(Newby agt. Hinchman)	226
(Wright agt. Sparrey)	235
Apr. [1688] (Webb (marshal) agt. Manly)	235
June " (Wright &c., agt. Sparrey)	235
(Clarke agt. Smith)	236
(Cowell agt. Thornton)	238
(Davis agt. Gridley)	239
(Lee agt. Leveret)	239
(Perkins agt. Merrill)	244
(case of George Moncke)	250

	PAGE
COMMISSIONERS COURT at Boston, <i>continued</i>.	
(Allen agt. Elliot)	260
(Wardell agt. Pittam)	260
(Heman agt. Chapen)	260
(Dawes agt. Petit)	268
(Adm ^r . of Batt agt. Lake)	269
(Rice agt. Avery)	273
(Walker agt. Vickers)	277
(Vickers agt. Walker)	278
(Pearce agt. Haward)	279
(Inglesby agt. Shaddock)	291
(Norden agt. Scottow)	292
14 July 1691 (Warren agt. Callender)	347
(Tyler agt. Wright)	350
7 April 1691 (Mumford agt. Wyllys)	351
12 May 1691 (case of George Monck)	351
24 Dec. 1691 (Wylly agt. Thomas)	361
29 " " (Smith agt. Nash)	365
9 Feb. 1691-2 (Checkley agt. Griggs)	369-70
COMMITTEE OF THE ARMY, order to pass a bill (Certificate &c. for pay- ment for service under Cap^t Hathorn)	104
COMMONWEALTH	
law of, ment ^d . (Dudson & Co., ship Expectation)	16
(case of Walter Gendall)	102
act of council of, ment ^d . (case of Jn ^o . Watts)	108
COMPTON, THOMAS, servant to Usher, case of, (stealing)	145
CONCORD (Town of) Stephen Goble, &c., of,	71-73
CONCORD (ship) ment ^d . (Bulkley agt. Thayre &c.)	338
CONDY	
William, adm ^r ., agt. Clarke	245
Baker agt.,	266
&c., appraisers, ment ^d . (libel &c. agt. Long) (exec ^a .)	375
CONNEY or } CONNEY	
John, (Grand Jury)	17, 43, 139, 243
&c., agt. judgment &c. of Stoddard, comm ^r	66
(1 st . Jury for trials &c.)	181
Sen., Bronsdon agt.,	269
CONSTABLE OF } CONSTABLES	
bill of, ment ^d . (case of John Bennet &c.)	11
appointment of, at Eastward Kennebec, &c.	11, 12
of Boston, return of warrant by, (case of Geo. Cole &c.)	12
warning by, (inquisition on Bickford)	38
chosen at Boston	80
as to his affirmation being a legal evidence (answer to pet. of Mr. Henry Jenkins)	201
chosen in Boston & oath	206

	PAGE
CONTEMPTUOUS CARRIAGE. (<i>See</i> CRIMES.)	
CONTENT (ketch)	
owners of, libel agt. Poole &c.	64
ment ^d . (Poole agt. exec ^x . of Lydget)	105
CONTRACT, avoidance of, by a subsequent contract (Hutchinson agt. Payne) .	28
CONVERS, JAMES, &c., sureties, (case of Jn ^o . Parker)	57
CONWAY	
Morris, ment ^d . (case of George Shepardson)	144
case of, (inciting to theft)	144
COOK or }	
COOKE }	
Elisha, atty., Hull agt.,	122
Mr., exec ^r ., &c., assignee of Wayte agt.,	164
agt. Olliver	165, 166, 179
&c., Hoare agt.,	166
Esq ^r ., present at Court, 251, 255, 266, 278, 287, 297, 298, 300, 302, 321	
Elizabeth, Mrs., exec ^x ., &c., assignee of Wayte agt.,	164
agt. Olliver	165, 166, 179
Elizabeth, exec ^x ., &c., Hoare agt.,	166
Mrs., exec ^x ., &c., agt. Paige &c.	256
Paige &c., agt.,	256
Gregory, (2 ^d Jury of trials &c.)	45
(Grand Jury)	151, 232
Jo——, Mr., foreman ment ^d . in margin	226
Joseph, Mr., (Jury of trials &c.)	33
(Grand Jury)	56
Mr., (1 st Jury for trials &c.)	224
(Jury)	231
Richard, Left., his assignee, Sheaffe agt.,	45
his exec ^x ., &c., assignee of Wayte agt.,	164
agt. Olliver	165
agt. Paige &c.	256
Paige &c., agt.,	256
Stephen, (Grand Jury)	252
COOLIDGE } or COULIDGE	
COOLIDGE }	
John, (Grand Jury)	17, 44
(Jury for attaints)	256
(1 st Jury for appeal)	257
Nathaniel, (1 st Jury for trials &c.)	25, 120
(Jury of trials &c.)	32, 57
(2 ^d Jury for trials &c.)	96, 203
(Grand Jury)	238
Symon, (1 st Jury for trials &c.)	70
(2 ^d Jury for trials &c.)	135
(Jury for attaints)	233
(Jury for trials &c.)	233

	PAGE
COOLY	
——, &c., prisoners, ment ^d . (case of Robert Dendy)	115
Rebeckah, wife of Rich ^d . Cooly, answer to pet. of,	116
pet. for divorce	138
Richard, answer to pet. of his wife Rebeckah	116
pet. for divorce by his wife Rebeckah	138
COOPER	
Sarah, answer to pet. of,	168
late wife to Tho ^s . Cooper, pet. for divorce	256, 258
Thomas, pet. for divorce by his wife Sarah	256, 258
COFF	
Daniel, (2 ^d . Jury for trials &c.)	181
David, (2 ^d . Jury for trials &c.)	25
(Jury for attaints)	180
CORWIN	
Elizabeth, wife of Jon ^s . Corwin, (Sheaffe ag ^t . Palmer &c.)	123
George, Cap ^t ., his admr. ag ^t . Downton &c.	288
Jonathan, est. of Gibbs in hands of, &c., Sheaffe ag ^t .,	123
Mr., adm ^r ., ag ^t . Downton &c.	288
or Esq., Assistant, present at Court	319, 320, 322, 326, 336
COTTA	
John, (Jury of trials)	336
(Grand Jury)	361
constable of Boston (Hundlocke ag ^t . Baker &c.) (exec ^a .)	390
COTTER	
John, (Jury for attaints)	232
(Jury for trials &c.)	233
COTTON, JOHN, Mr., Powel ag^t.,	167
COULIDO. (See COOLIDGE.)	
COUNCIL	
Governor &, meeting of, in Boston 4 Sept. 1674	23
act 15 th . Feb. 1674 ment ^d . (libel ag ^t . Rodriego &c.)	34
Governor &, Court of Assistants or Admiralty called by,	55
order by, (Griffyn ag ^t . Gove)	99
meeting of, at Boston 1 Nov. 1677	104
Governor &, (Lemoigne ag ^t . White &c.)	130
(case of Peter Lorphelin)	146
Court of Assistants and, adjournment of, at Boston 26 Mar. 1686	296
adjourned to 15 Apr. 1686	298
adjourned to 17 Apr. 1686	299
appeal to, (Lason ag ^t . Brenton, Collector)	349
Governor &, commission by, (libel ag ^t . bark Speedwell)	352
ment ^d . (libel &c. ag ^t . ship Marquis of Royan)	354
their Majesties in, appeal to, (libel &c. ag ^t . pink Three Brothers &c.)	356
(order on appeal of Lawrence)	360
COUNCIL OF WAR ment^d. (libel &c. ag^t. Branson &c.)	174
COUNTERFEITING. (See CRIMES.)	

	PAGE
COUNTRIES SERVICE	
as to impressments on return from, (Griffyn agt. Gove)	99
certificate and payment for,	104
COUNTY	
of Essex. (<i>See</i> Essex, County of.)	
Hampshire. (<i>See</i> Hampshire, County of.)	
Middlesex. (<i>See</i> Middlesex, County of.)	
Norfolk. (<i>See</i> Norfolk, County of.)	
Suffolk. (<i>See</i> Suffolk, County of.)	
York. (<i>See</i> York, County of.)	
COUNTY COURT	
at Boston. (<i>See</i> County Court — Suffolk.)	
Cambridge } (<i>See</i> County Court — Middlesex.)	
Charlestown }	
Dover } (<i>See</i> County Court — Norfolk.)	
Hampton }	
Ipswich. (<i>See</i> County Court — Essex.)	
Northampton. (<i>See</i> County Court — Hampshire.)	
Portsmouth. (<i>See</i> County Court — Norfolk.)	
Salem. (<i>See</i> County Court — Essex.)	
Salisbury. (<i>See</i> County Court — Norfolk.)	
York. (<i>See</i> County Court — York.)	
COUNTY COURT — Suffolk (or County Court at Boston)	
[Jan. 1673-4] (Gibbs agt. Acton)	2
[Jan. 1673] (case of Benj ^a . Gibbs)	2
[Jan. 1673-4] (Bonner agt. Ashton)	3
(Lowle agt. Skinner)	3
(adm ^r . of Coggan & wife agt. Clarke)	4
(Atkinson agt. Williams)	4
(Pattyn agt. Dyer)	4
(Pattyn agt. Winsley)	4
Oct. 1673 (Thayer agt. Rose)	5
[Jan. 1673-4] (Dudson &c. agt. Darvall)	5
(case of Joseph Ludden &c.)	5
Jan. 1673 (Ryder agt. Sharp)	7
Oct. 1673 (Pecke agt. Louton)	8
[Jan. 1673-4] (Collecot agt. assignee of Pinchon)	8
(Knight agt. Cutt)	8
Oct. 1673 (Shoare agt. Yale)	9
[Jan. 1673-4] (Joseph Smith, plaintiff)	9
April 1674 (case of John Lowell)	15
[July 1674] (adm ^r . of Coggan & wife agt. guardian of Robinson)	17
(Sands agt. Hutchinson)	17
(Gibbs agt. Bonner &c.)	17, 18
(Crispe agt. Joanes)	18
(Atkins agt. Joy)	21
Jan. [1674] (Rice agt. trustees &c. of Bellingham)	24
Oct. [1674] (Broune agt. Letherland)	25

	PAGE
COUNTY COURT — Suffolk, <i>continued</i> .	
Oct. [1674] (Newman agt. Smith)	25
(Toumsend agt. Parkeman)	25
(Rawson agt. Glover)	26
Jan. [1674] (Rawson agt. Billing)	26
Oct. 1674 (Legg agt. Davis)	27
Jan. [1674] (Batt agt. Harris)	28
(Hutchinson agt. Payne)	28
Sept. [1674] (Mighill & wife agt. Toppan)	29
Oct. [1674] (Shakeley &c. agt. Winslow)	29
(case of Mary Haukins)	31
April [1675] (Smith agt. Hudson)	44
[July 1675] (Atwater agt. Balston)	44
(Woodmansey agt. Joy)	45
April [1675] (Sheaffe agt. Hunkin)	45
(Smith agt. Rand & Co.)	46
April [1675] (Clark agt. Nicholls)	47
(Checkley agt. Salter)	47
(Greenleafe agt. Gilbert)	48
[July 1675] (Hudson agt. Leveret)	48
(Wells agt. Batt)	48
(Wharton agt. assignee of Joy)	48
(Gibbs agt. Gideon &c.)	49
(Gibbs agt. assignee of Watters)	50
(Leveret agt. assignee of Gifford)	50
[Jan. 1675-6] (Elson agt. Wharton &c.)	59
(Wooddy agt. Harrison)	60
April [1676] (case of Andrew Newcomb)	65
[July 1676] (Rauson agt. Briggs)	65
(Rauson agt. Glover &c.)	65
(Gifford agt. Briggs)	65-6
July [1676] (Alden agt. Clarke)	66
April [1676] (Shoare agt. Gibbs)	68
(Sureties of Fog agt. Williams)	68
[July 1676] (Bennet agt. Addams)	69
(Cowell agt. Elkin)	69
(Surety of Smith agt. Swift &c.)	69
Oct. [1676] (Gibbs agt. Sweete &c.)	77
Jan. " (Isack Waldron, plaintiff)	77
(Basset agt. Waldron)	78
(Jenkins agt. Waldron)	78
[Jan. 1676] (Marshall agt. Waldron)	78
Oct. [1676] (Exec ⁿ . of Shepheard agt. Sweeting)	79
(Obbinson agt. Gilbert)	79
Jan. [1676-77] (Edmonds agt. Waldron)	79
(Muzey agt. Waldron)	79
[Jan. 1676-7] (Herbert agt. Clarke & Co.)	80
(Pease agt. Freaake)	80

COUNTY COURT — Suffolk, *continued*.

PAGE

[Jan. 1876-7] (Perry agt. Deane)	80
(Poole agt. Oughtred)	81
(Turner agt. Harris)	83
(Woodbridge agt. Williams)	83
Oct. [1877] (Sheaffe agt. Blackleach &c.)	85
Jan. [1876-7] (case of Isaac Waldron)	88-9
April [1877] (assignee of Glover agt. Hubbard)	94
(Execr. of Scarlet agt. Prout)	95
[July 1877] (Williams agt. Calley)	95
April [1877] (Waldron agt. Skinner)	96
July [1877] (Endecot &c. agt. Calley)	96
(Rawson agt. Billings)	96
(Joy agt. Church)	97
April [1877] (Golding agt. execr. of Russell)	98
[July 1877] (Sheaffe agt. Palmer)	98
(Relict & admr. of Davenport agt. Shippen)	99
(Wayte agt. Walley)	99
July [1877] (Ballard agt. Watts)	100
April [1877] (Brattle agt. Knight, admr., &c.)	100-1
[July 1877] (case of Mary Drury)	101
April [1877] (Phipps agt. Dudson)	102
(case of Capt. Tho. Brattle)	103
(Greene agt. David &c.)	109
(Wm. Pitman, plaintiff)	109
Oct. [1877] (Flood agt. Legg)	110
(Davis agt. Winsley)	111
[Jan. 1877] (Usher agt. Usher)	111
Oct. [1877] (Ballard agt. Watts &c.)	112
(Dell &c., agt. Child)	112
(Longfellow &c. agt. Oxe)	112
(Phipps agt. Hamond)	113
[Jan. 1877] (Bullis agt. admr. of Payton)	113
(Smith agt. Lydget)	113
(case of Leonard Douden)	113
April [1878] (Waldron agt. Henderson)	119
(Alcock agt. Meade)	121
[July 1878] (Rose agt. Stowell)	121
April [1878] (Hull agt. Wincoll)	122
[July 1878] (Trustees &c. of Emery agt. Hanford)	122
July [1878] (Trustees &c. of Emery, &c. agt. Sweeting, admr.)	122
[July 1878] (Sheaffe agt. Palmer &c.)	123
April [1878] (Oxe agt. Keene)	124
[July 1878] (Fox agt. Leveret, Govr.)	125
[Jan. 1878] (Figg agt. Baker)	133
(Smith agt. Bouden)	134
[Jan. 1878] (Accorman agt. Vallentine)	135
Oct. [1878] (Usher agt. Usher)	137

	PAGE
COUNTY COURT — Suffolk, <i>continued</i> .	
(Griggs agt. Chocke)	140
[July 1679] (Butler agt. Hollowell &c.)	140
(Allin & Co. agt. Tomlin)	141
(Baskervill agt. est. of Windor &c.)	141
(Rock agt. Francks)	142
[July 1679] (Legg agt. Flood)	142
(Warner agt. Francklin)	144
(Wisewall agt. Keene)	144
(Hill agt. Obbinson)	151
(Scottow agt. Whelewright)	152
[Jan. 1679] (Holmes agt. Clarke)	152
(case of Hannah Negro)	152
Nov. [1679] (Est. of children of Anne Hitt)	153
(Estate of Wm. Snelling)	153
(Apleton agt. Porter)	154
(Page &c., agt. Dudley &c.)	155
(Williams agt. Townsend)	155
Nov. [1679] (case of Jn ^o . Endecot)	155
(Dafforne agt. Keene)	156
Jan. [1679] (Elliot agt. Danson)	156
Nov. [1679] (West agt. Barter)	157
April [1680] (Bateman agt. Taft)	161
(Hill agt. Obbinson)	161
(Pelton agt. Thompson)	162
(Butler agt. Holowell &c.)	164
(Lambe agt. Clarke)	165
(Trott agt. Gourdon)	165
(Egerton agt. Smith)	166
(Exec ^r . &c. of Cooke agt. Olliver)	166
(Davenport agt. Patch)	166
(Pitts agt. Badcock)	166
(Ellit agt. Danson)	167
(Case of Daniel Mathew)	167
(Nehemiah Pearse, plaintiff)	167
July [1680] (Powel agt. Cotton)	167
(Paige agt. Brimsden)	168
(Hill agt. Obbinson)	180
(Rocke agt. Franck)	180
(Torrey agt. Gretian)	180
(case of Wm. Waters)	180
Jan. [1680] (Mathews agt. Keene)	181
(Speere agt. Bracket)	182
Jan. [1680] (Gretian agt. Sweathy)	182
(Sweatie agt. Greatian)	182
(Gretian agt. Staynor)	183
(Playsted agt. Norton)	184
(Yeales agt. Rose)	184

	PAGE
COUNTY COURT — Suffolk, <i>continued</i> .	
Jan. [1680] (Bennet &c. agt. Douden)	184
(Gifford agt. Read)	185
(Heinshaw agt. Voss)	185
Jan. [1680] (Joy &c. agt. Leveret)	185
(Scottow agt. Hutchinson)	186
(Thaier agt. Clap)	186
(Thaier agt. Savage)	186
(Lamb agt. Hill)	187
(Saffyn agt. Holt)	187
(Turner agt. Micarter)	187
(Vose agt. Heinshaw)	187
[July 1681] (Wharton agt. Reynolds)	192
April [1681] (Harris agt. Long)	193
[July 1681] (Golding & wife agt. Smith)	193
(Torrey agt. Gretian)	193
April [1681] (Lytherland agt. Porter)	195
(Porter agt. Flood)	196
(Stoddard agt. Johnson)	196
April [1681] (Sandford agt. Orchard)	196
[July 1681] (John Parmiter, plaintiff)	196
Oct. 1678 (Usher agt. execrs. of Usher)	203
[1681] (Parris agt. Fletcher)	203
(Usher agt. execrs. of Usher)	203
(Webb agt. Burton)	203
(Townsend agt. Johnson)	204
(Vose agt. Glover)	204
(Butler agt. Checkley)	205
(Staynor agt. Gretian)	206
Jan. [1681] (Tare agt. Hinderson)	206
Oct. [1681] (Wing agt. Halsey)	206
(Robt. Taft, plaintiff)	206-7
Oct. 1681 (Wayt (marshal) agt. Sweathy)	207
Jan. [1681] (Surety of Gretian agt. Webb (marshal))	207
[Jan. 1681] (Rawson &c. agt. Stoughton &c. comm ^{rs} .)	208-9
(Perry agt. Hurd)	215
(Symonds agt. Leveret)	216
[July 1682] (Becke agt. Gale)	216
(Waldron agt. Frary &c.)	216
(Waldron agt. Wisewall)	216
(Martyn agt. Rost)	217
(Williams agt. Brookings)	217
(Fisher agt. Wayte)	218
(Gifford agt. Walter &c.)	218
(Assignee of Hoare agt. Kilcup)	219
[July 1682] (Complaint agt. ketch Newbery &c.)	220
(Randolph, Coll ^r . &c. Agt. Pitcher &c.)	220
(Randolph agt. Willet)	220

	PAGE
COUNTY COURT — Suffolk, <i>continued.</i>	
(Barton agt. Mathew)	222
(Barton agt. Mathews)	222
[July 1682] (Goffreigh agt. Sprague)	222
Oct. [1682] (Haugh agt. Willis)	223
(Raymond agt. Orchard)	224
[Jan. 1682] (Pierse agt. Mumford)	225
(Wayt agt. Sweathy)	226
[Jan. 1682] (Crosby agt. Addams)	226
(Torrey agt. Gretian)	226
(Checkly agt. Patteshall)	227
(Gilbert agt. Waldron)	227
(Wayte, agt. Plumbe)	227
April [1683] (Mason agt. Tight)	234
(Rogers agt. Tite)	234
July [1683] (Dewer agt. Broune)	236
[July 1683] (Harrison agt. Platts)	237-8
(Homes agt. Sweathy)	238
(Perkins agt. Smith)	239
(Worden agt. Addams)	239
Oct. [1683] (Harrison agt. Platts)	245
(Ranson agt. Gilbert)	245
Jan. [1683] (Admr. of Wilky agt. Clarke)	245-6
(Harrison agt. Platts)	245
(Torrey agt. Gretian)	246
Oct. [1683] (Peirse agt. Mumford)	246
(Arnold agt. Thayer)	247
(Gifford agt. Walter)	247
[Jan. 1683] (Legg agt. Lilly)	247
[Jan. 1683-4] (Thwing &c. agt. Holliock)	248
[Jan. 1683-4] (Baker agt. Wharton)	248
[Jan. 1683] (Wisewall agt. Paige &c.)	249
[Jan. 1683-4] (case of Tho ^s . Saffin)	249
Oct. [1683] (Wharton & Co. agt. Baker)	249
April [1684] (Tyte agt. Mason)	256
[July 1684] (Paige &c. agt. Wisewall &c.)	256
(Wisewall &c. agt. Paige &c.)	256
(Harwood agt. Burton)	257
(Harwood agt. Toy)	257
(Perkins agt. Fenno)	257
(Toy agt. Loyd)	257
(Basse agt. Crosby)	258
(Baker agt. Pemberton)	259
(Bradstreet, Gov., agt. Coffyn)	259
(Tounsend agt. Edwards)	259
April [1684] (Bagly agt. Webster)	259
(Adams agt. Baker)	260
(Homes agt. Sheffield)	261

COUNTY COURT — Suffolk, *continued*.

	PAGE
[July 1684] (Dyre agt. Hutchinson)	261
(Baker agt. Condry)	267
(Baker agt. Pemberton)	267
(Griffyn agt. Knight)	267
(Jacklin agt. Pemberton)	268
(Willis agt. Savage)	268
(Bronsdon agt. Conney)	269
(Roberts agt. Coleman)	269
(Bradstreet agt. Coffyn)	270
(Dawes agt. Newby)	270
(Homes agt. Russell)	270
(Norton agt. Plaisted)	271
(Wharton &c. agt. Smith)	271
(Order on pet. of Mr. Rich ^d . Wharton &c.)	272
(Peacock agt. Pen)	273
(Jacklin agt. Parris)	274
(Sarjant &c. agt. Shrimpton, exec ^r . &c.)	276
(Apleton agt. Wakefeild)	277
(Baker agt. Hunlocke)	278
(Cole agt. Homes)	279
(Lilly agt. Payne)	280
(Stoddard agt. Davy)	280
(Wardell agt. Lynde)	280
(case of Hugh Mulligan)	280
(Hiller agt. Burrowes)	281
(Saffyn agt. Burton)	281
(Homes agt. Cheeckley)	282
(Saffyn agt. Baxter)	282
(Wharton &c. agt. Smith)	282
(Sarah Barret, plaintiff)	288
Oct. [1685] (George Kirbee, plaintiff)	288
(Homes agt. Olliver)	290
(Coxe agt. Hiskett)	291
judgment of, Bullard &c. agt.,	291
(Patteshall agt. Heskett)	292
Oct. [1685] (case of Joseph Greene)	292
(Wharton &c. agt. Smith)	293
Oct. [1685] (Nowell agt. Goddard)	293
Jan. [1685] (Francis Stepney, plaintiff)	294
Gov. &c. assembled in, (case of Sam ^l . Shrimpton)	297, 299
30 July 1689 (Usher agt. Frizell)	302
(Fawer agt. Cable)	302
(Grover agt. Bulkley)	303
(Massey agt. Robie)	303
19 Nov. 1689 (Fowler agt. Clarke)	322-3
25 Feb. 1689 (Arbuckle agt. adm ^r . of Bricknall)	323
(Perkins agt. Winslow)	323

	PAGE
COUNTY COURT — Suffolk, <i>continued</i> .	
25 Feb. 1689 (Black agt. Bronsdon &c.)	324
(Black agt. pink Mary &c.)	324
(Exec ⁿ . of Heywood agt. Eyres)	324
(Robineau agt. Assailly)	324
19 Nov. 1689 (Banks agt. Child)	325
(Hutchinson &c. agt. Fyfield &c.)	325
(Waterhouse agt. Perry)	325
25 Feb. 1689 (Mountjoy agt. Hemlock)	325
(Walker agt. Usher)	325
19 Nov. 1689 (Brentnal agt. Hamlin &c.)	326
(English agt. Stebbins)	326
12 Aug. 1690 on adjournment from 29 July 1690	
(De Vaulx agt. Shelston)	327
(Pynchon agt. Forster &c.)	328
(Fifield agt. Bradley)	330
(Edwards agt. Jarvis)	331
28 Oct. 1690 (Adm ^r . of Thurton agt. Colman)	336
27 Jan. 1690-1 (Exec ^r . of Loft agt. Oliver)	337
(Phipps agt. Bronsdon)	337
Oct. 1690 (Bulkley agt. Thayre &c.)	338
28 Oct. 1690 (Bigg agt. Harwood &c.)	339
(Smith agt. Hiskett)	339
27 Jan. 1690-1 (Dorrell, &c. agt. Foster &c.)	339
(Tippet agt. Thornhill)	340
28 Oct. 1690 (Adlington agt. adm ^r . of Fernes)	340
(Clarke agt. Wyman)	341
(Clay agt. Jewell)	341
(Hemlock agt. Mountjoy)	341
19 Nov. 1689 (Stebbins agt. English)	346
18 July 1691 (Walker agt. Hawkins)	347
25 Aug. 1691 by adjournment from 28 July 1691 (Lason agt. Brenton, Coll ^r .)	349
28 Apr. 1691 (Hall agt. Backway)	350
(Oliver agt. exec ^r . of Loft)	350
(Waterhouse agt. Luist)	350
July 1691 (Ball agt. Sandey)	351
(Hayward agt. Bulkley)	352
(Perry agt. Alford)	352
27 Oct. 1691 (Guardian of Gatliff agt. Legg)	362
(Thaire agt. Townsend)	362
26 Jan. 1691-2 (Belchar agt. Lloyd)	362
(Perry agt. Alford)	363
(Somes agt. Lake)	364
27 Oct. 1691 (Arnold agt. Belchar)	364
(Dunclin agt. Witherett)	365
27 Jan. 1691-2 (Peggy agt. Crisp)	365
27 Oct. 1691 (Lambe &c. agt. Winthrop)	366

COUNTY COURT — Suffolk, *continued*.

17 Feb. 1691-2 by adjournment from 26 Jan. 1691-2 (Shrimpton ag ^t . Brenton)	366
27 Oct. 1691 (Milner ag ^t . Wing)	367
26 Jan. 1691-2 (Stanbury ag ^t . Harris)	367
27 Oct. 1691 (Foy ag ^t . trustee of Loder)	368
26 Jan. 1691-2 (Tay ag ^t . Harwood and Wife)	369
(Thatcher ag ^t . Thatcher)	369
July [1673] (Adm ^r . of Dinely ag ^t . est. of Stenwicke) (exec ⁿ .)	371
27 July 1680 (Hollowell &c. ag ^t . Butler) (exec ⁿ .)	380-382
29 July 1684 (Sheffield ag ^t . Homes) (exec ⁿ .)	386

COUNTY COURT — Middlesex (or County Court at Cambridge or Charlestown)

Oct. 1673 (Clarke ag ^t . Bartlet)	1, 2
Dec. 1673 (case of Benanuel Bowers)	3
(case of Joseph Blandchard &c.)	22
(Ayres ag ^t . Chenery)	27
Apr. [1676] (case of Geo. Robbins &c.)	57
(Case of Benjamin Symons)	73
June [1677] (est. of Johnson ag ^t . Comm ⁿ . of the United Colonies)	95
(Trumble ag ^t . Mason)	97
Apr. [1677] (Nevars ag ^t . Gardiner)	100
(Order on pet. of Elisabeth Bowers)	104
(Dixe ag ^t . Morse)	108
(Clary ag ^t . Willington)	121
(Lacy ag ^t . Melot)	124
(Oxe ag ^t . Melot)	124
(Bussell ag ^t . Ballat)	140
(Dunster &c. ag ^t . Prout)	143
(Martin ag ^t . Briggs &c.)	152
(Broune ag ^t . Trumble)	156
Oct. [1679] (Bellingham ag ^t . Hamond &c.)	157
Apr. [1680] (Assignee of Wayte ag ^t . exec ^r . &c. of Cook)	164
(Wayt ag ^t . Lewis)	165
(Hoare ag ^t . Cooke, exec ^r ., &c.)	166
(Heyman's costs ag ^t . Moore)	188
21 Dec. 1680 (Foule's costs ag ^t . Leveret)	188
(Lord ag ^t . Addams)	197
(Holman &c. ag ^t . Michelson)	218
(Collicot &c. ag ^t . Sears)	219
Oct. [1682] (Phips &c. ag ^t . Bowers)	224
(Wood &c. ag ^t . Bowers)	224
(Gookin ag ^t . Wade)	225
(Case of Christopher Portingall)	230
Apr. [1683] (Usher ag ^t . assignee &c. of Harwood)	237
(Exec ⁿ . of Usher ag ^t . assignee &c. of Harwood)	237
(Welch ag ^t . Stowers)	246
(Mills ag ^t . Johnson)	258
(Wyman ag ^t . Sumers)	267

	PAGE
COUNTY COURT — Essex, <i>continued</i> .	
(Balch agt. Dodge)	180
(Carr agt. Paige)	181
(Fairefeild agt. Knowlton)	181
(Collecot &c. agt. How)	183
(Knight agt. Leach &c.)	184
(Richards agt. Witter)	187
(Allin agt. Putnam)	192
(Farley agt. Lummas)	193
(Ela agt. Chandler)	194
(Knight agt. Leach &c.)	194
(Lee agt. Heynes)	194
(Davis agt. Davis &c.)	195
(Laughton &c. agt. Broune)	195
(Chapman agt. Barry)	205
Sept. [1681] (Shatswell agt. Jewet)	205
(Dole &c. agt. Kent)	207
(Fletcher for March & wife agt. March)	214
(Baker agt. Putnam)	214
(Hathorn &c. agt. Roades)	215
(Atkinson agt. Woolcot)	220
(Atkinson agt. Buckman)	221
(Cleoments agt. Merrill)	221
(Peasley agt. Clark)	221
(Graves agt. Farrington)	222
(Atkinson agt. Mirrick)	223
(Layton &c. agt. Browne)	225
(Atkinson agt. Woolcot)	233
(Nurse agt. Endicot)	235
(Apelton &c. agt. Hawkes &c.)	236
(Bishop agt. Lord, marshal)	238
(Lummas agt. Quarles)	239
(pet. of Eliz th . Manning)	240
(Needham agt. Farr)	247
(Bishop agt. Lord)	248
Thomas Danforth &c. to keep,	253
(Putnam agt. Baker)	256
(Douning agt. Boober & wife)	258
(Epps agt. Bennet)	259
(Apleton agt. Marshall)	261
(Ingolls agt. Bishop)	262-3
(Bishop agt. Clarke)	263
(Answer to complaint of Wade)	265-6
(Norman agt. Orne)	267, 273
(Farr agt. Witter)	269
(Atkinson agt. Miller)	270
(Gilbert agt. Gidney)	274
(Marshall agt. Cogswell)	274

	PAGE
COUNTY COURT — Essex, <i>continued</i> .	
(Lee agt. Waingright)	274
(Archer &c. agt. Pickmand)	275
(Hitchins agt. Browne)	276
(Boober agt. Douning)	276
(Apleton agt. Roads)	276-7
(Hendrick agt. Davis)	278
(Pike agt. Winsley)	279
(Town of Lynn agt. Apleton)	279
(Roads agt. Apleton)	281
(Adm ^r . of Corwin agt. Dounton &c.)	288
June 1690 (Swan agt. Wainwright)	327
(Exec ^r . of Price agt. exec ^r . of Price)	328
24 June 1690 (Stilson &c. agt. Selectmen of Marblehead)	328
(Rea agt. Putnam)	329
(Newmarsh agt. Berry)	331
25 March 1690 (Berry agt. Newmarch)	331
25 Nov. 1690 (Small agt. Bullock)	339
(Blaney agt. Dunton)	340
30 Sept. 1690 (English agt. Cromwell)	341
30 June 1691 (Neeland agt. Foster)	345
(Paul agt. Barrow)	345
(Burnam agt. Cross)	345-6
31 March 1691 (Dennis agt. Wainwright)	347
(Cross agt. Younglove)	348
(Dolbery (agt. Morrell)	348
(Fairfield agt. Fairfield)	348
(White agt. Stanley)	348
(case of Josiah Littlefield)	356
(pet. of Mr. John Croad & decree)	356
(case of Joseph Downer)	357
29 Sept. 1691 (Hovey agt. Perkins)	363
(Davison agt. Potter)	364
29 June 1680 (Overseers &c. of children of Gray agt. Manning)	376
COUNTY COURT — NORFOLK (or COUNTY COURT at SALISBURY, HAMPTON, DOVER or PORTSMOUTH)	
(Martyn & wife agt. Winsly & wife)	5
estate of North left to disposal of, (Martin &c. agt. Winsly &c.)	6
(Pike agt. Gove)	6
(Roby &c. agt. Evins)	6
(Winsly agt. Martyn)	6
(Roby &c. agt. Colcord)	7
(Town of Hampton agt. Tilton)	7
(Gove, assignee, agt. Foulser)	8
(Batt agt. Severans)	9
(Gove agt. Pike)	16
(Chase agt. trustee of wife &c. of Nanny)	17
(Colcord agt. Redman)	18

	PAGE
COUNTY COURT — Norfolk, etc., <i>continued</i>.	
(Sevy agt. Deering)	18
(Bacon &c. agt. Town of Hampton)	19
(Colcord agt. Palmer)	19
(Jn ^c . Garland & wife, plaintiffs)	46
(Patridge agt. Waynwright)	46
(Waynwright agt. Pickering)	46
(Barefoote agt. Shackford)	67
(Gilman agt. Foulsham)	68
(Sexton agt. Winslow)	68
(Pickering agt. Frost)	69
(Daniel &c. agt. Thornhull)	75
(Greely agt. Young)	81
(Colcord agt. Drake)	82
(Ring agt. Buswell)	82
(Ring agt. Worcester)	82
(Barefoot agt. Palmer)	98
(Griffyn agt. Gove)	99
(Waldron agt. Tare)	120
appointment of Major Hauthorne to keep,	127
Clarke agt. Allen	135
(Boulter &c. agt. Wilson)	136
(Roby &c. agt. Evans)	136
(Broune agt. Fellowes)	140
(White agt. Heath)	142
(White agt. Hendrick)	142
(Hooke agt. Pike)	154
(Swan agt. Town of Haverhill)	156
COUNTY COURT — HAMPSHIRE (or COUNTY COURT at NORTHAMPTON)	
ment ^d . (case of Mary Parsons)	31
(Mekins agt. Kinsley)	221
COUNTY COURT — YORK (or COUNTY COURT at YORK)	
complaint &c. of Foster referred to,	104
COURT OF ASSISTANTS. (<i>See ASSISTANTS.</i>)	
COURT OF ASSOCIATES. (<i>See ASSOCIATES.</i>)	
COURT, COMMISSIONERS. (<i>See COMMISSIONERS COURT at BOSTON.</i>)	
COURT, COUNTY. (<i>See COUNTY COURT.</i>)	
COURT, GENERAL. (<i>See GENERAL COURT.</i>)	
COUZENS, ANDREW, &c. mariners (libel &c.)	40
COWARD, WILLIAM, &c., mariners, case of, (piracy)	319, 320, 322
COWELL	
Edward, agt. Elkin	69
Joseph, agt. Thornton	238
&c., bond by, (Harrison agt. Platts)	245
sureties on bond of attain (Adams agt. Baker)	260
atty., Inglesby agt.,	291

INDEX.

457

PAGE

COX OF } COXE }

Martha, daughter of Robt. Cox (case of Basto, negro)	74
Robert, of Boston, case of his negro slave, Basto	74
Rowland, agt. Hiskett	291
Thomas, &c., sureties, agt. Williams	68
mariners of pink Endeavor (libel &c.)	117, 118

CRAFT OF } CRAFTS }

Griffin, (Grand Jury)	1
Jn ^o ., (2d. Jury for trials &c.)	79
Samuel, (Jury for trial of attain)	184, 267
(1st. Jury of trials &c.)	135
(Jury of trials)	302, 306, 308

CRANE OF CREANE

Abigaile (case of Christopher Portingall)	230
Paul, boatswain of ship James Frygott, &c. (libel &c.)	128
CRATTY, ANDREW, master of ship Jn ^o . Adventure, &c., Shapleigh &c. agt.	147
CREAM, Jn ^o ., (negro) replevin for, (Stanbridge agt. Goffe)	330
CREANE. (See CRANE.)	

CREECK OF } CRICK }

Edward, (Jury of trials)	345
(Jury)	360

CRIMES, MISDEMEANOURS, &c.

adultery, rape, lascivious actions, &c.

case of Bath Read	(adulterous carriage)	10
Benj^a . Goad	(bestiality)	10
Amy Wellen	(adultery)	14
Jn ^o . Glandfeild	"	15
Tom Indian	(rape)	21
Edwd. Naylor	(intruding on his late wife)	32
Samuel Guile	(rape)	50
Maurice Brett	(adultery)	56
Mary Gibbs	"	57
Elisabeth Broune	"	70-1
Tho^a . Davis	"	70
Peter Cole	"	73
Benj^a . Symons	(rape)	78
Sarah Bucknam	(adultery)	74
Jack (Negro)	(bestiality)	74
Basto "	(rape)	74
Jn^o . Lawrence	(bestiality)	87
Jn^o . Buttery	"	103
Darby Bryan	(adultery)	114
Atigaille Johnson	"	115
Christopher Grant, Jun ^r .	(fornication)	125
Mary Hare	(adultery)	126

CRIMES, MISDEMEANOURS, &c., *continued.*

PAGE

adultery, &c., *continued.*

case of Bethyah Gatchel	(adultery)	138
Minor May	(whoredom)	138
Thomas Waters	(rape)	158
George Russell	(fornication)	169
Wm. Cheny	(rape)	199
Elisabeth Payne	(fornication)	228
Christopher Portingall	(rape)	230
Joshua Rice &c.	(lascivious actions &c.)	234, 240
Samuel Bayly	(buggery)	251
Phillip Darland &c.	(adultery)	252
Samuel Newton & wife	(incestuous cohabitation)	342
Hannah Owen	(forbidden cohabitation)	361

murder, manslaughter, infanticide, &c.

case of John Bennet &c.	(neglect causing death)	11
Anna Negro	(infanticide)	29
Robert Driver	(murder)	30
Nicholas Faevor	"	32
Maurice Bret	"	51
Zechariah Crispe	"	51
Dorothy Jones	"	51
John Indian	"	53
Little John Indian	"	53
Rev. Indian	"	53
James, alias Acompanut, Indian	"	53
Mampausnackosut, Indian	"	53
Joseph Spoonhaut, Indian	"	53
James Nanapatu, Indian	"	54
John, alias Anusquenut, Indian	"	54
Jn ^o ., alias Mucksumquenut, Indian	"	54
Muckscumpey, Indian	"	54
Peter, alias Paguskmenut, Indian	"	54
Thomas, alias Mumucksuncasusucquater, Indian	"	54
George Robbins &c.	"	57
James Foord (driving over, causing death)	"	60
Daniel Goble	(murder)	71
Stephen Goble	"	71
Daniel Hoare &c.	"	72
John Flynt	"	85
Peter Bent, Jun ^r	"	86
Samuel Hunting	(manslaughter)	114
Marea, Spanish Indian servant	(infanticide)	115
John Winsland	(murder)	117
Cardin Drabston	(infanticide)	125
Mary Hare	"	126
John Dyar	(manslaughter)	188
Elisabeth Payne	(infanticide)	228
Leonard Pomery	(manslaughter)	243

CRIMES, MISDEMEANOURS, &c., *continued.*murder, &c., *continued.*

case of Vines Ellacot	(murder)	251
John Dounton	"	271-2
James Morgan	"	294
Mary Flood	"	295
Joseph Indian	"	295
Hugh Stone	"	303
Hannah Hutchinson	"	304
Robin, negro servant	(manslaughter)	304, 305, 321
John Newhall, tertius, &c.	"	306, 307, 321
Thomas Witt	"	307, 321
Thomas Pound	(murder)	307, 308, 320
Thomas Johnston	"	309, 310, 320
Eleazer Buck	"	310, 311, 320
John Sickterdam	"	311, 312, 320
Wm. Dun	"	313, 314, 320
Richard Griffin	"	314, 315, 320
Edward Browne	"	315
Daniel Lander	"	315, 316, 320
Wm. Warren	"	317, 318, 320
Samuel Watts	"	318, 319, 320
Elizabeth Emmerson	(infanticide)	357
Bridget Denmarke	(manslaughter)	358
Richard Lillie	"	358-9

witchcraft &c.

case of Anna Edmunds	(witchcraft)	11
Mary Parsons	"	31, 33
Elizabeth Morse	(familiarity with the devil)	159
Mary Hale	(witchcraft)	188
James Fuller	(familiarity with the devil)	228
Mary Webster	(witchcraft)	229, 233

burglary, theft, stealing and selling Indians, &c.

case of Nicholas Shapleigh	(concealing goods)	12, 18
Cornelius Andreson	(robbery)	36
Wm. Waldron	(stealing Indians)	86, 88, 91
Jno. Haughton	"	87
Morris Conway &c.	(inciting to theft)	144
Richard Chamberlayne	"	145
Sara Bradbrooke &c.	(stealing)	145
Tho. Davis &c.	"	189
George Fairfax	(burglary)	200
Peter Addams	(stealing)	230
Uriah Cleoments	(burglary)	233-4
Wm. Clapp &c.	(accomplice in theft)	234-236

lying, slander, cursing, counterfeiting, gambling, contempt, &c.

case of Joseph Blandchard	(coining of base money)	22
John Weaver	(lying)	23
Edward Thomas	(false oath)	24

CRIMES, MISDEMEANOURS, &c., *continued.*

PAGE

lying, &c., *continued.*

case of Paul Batt	(reflections)	13
old Jethro, Indian	(abusive speeches)	54
Jacob Jesson	(obstructing the jury)	55
Maurice Brett	(contemptuous carriage)	57
Richard Scott	(writing untruths)	60
Ezekiel Fogg	"	61
Mr. Isack Waldron	(injurious speeches)	88, 89
Wm. Kirby	(mutinous carriage)	93
Capt. Tho. Brattle	(reflections on County Court)	103
Wm. Bowdish	(non appearance)	103
Wm. Pope	(cursing &c.)	104
Robert Dendy	(aiding escape)	115
Ephraim Beamis	(lying &c.)	116
Alexander Colman	(disturbance of worship)	127
Nicholas Shapleigh &c.	(lying)	147
Capt. Laurence	(affronting the Gov ⁿ . warrant)	170
Ann Perry	(scandalous offense)	197
complaint of Boston Com ⁿ . ag ^t . Sherlot	(scoffing)	197
case of Wm. King	(blasphemy)	201
James Fuller	(lying)	228
Jn ^o . Child	(gambling)	235
Joseph Gatchell	(blasphemy)	253
Wm. Harrison	(breach of the peace)	292
Samuel Shrimpton	(contempt)	297, 299
Mr. Edward Thomas	(non appearance)	305
Benj ^t . Gallop &c.	"	315
Wm. Neffe	(deserting)	321
John Cutler, Jun ^r	(reproaching authority)	355
Josiah Littlefield	(false statements)	356
Joseph Downer	"	357
Martin Williams	(counterfeiting)	859, 360
James Lowden	(slander)	363

piracy, &c.

case of Peter Rodriego	(piracy)	35
Jn ^o . Roads, &c.	"	36
Cornelius Andreson	"	36
Richard Fouler	"	37
Peter Grant	"	37
Randolph Judson	"	38
John Williams	"	38
John Thomas	"	39
Thomas Mitchell &c.	(concurrence with piracy)	42
Wm. Johnson	(piracy)	242
libel ag ^t . Andreason, &c.	"	264
case of Thomas Hawkins	"	306, 320
Thomas Pound	(piracy)	307, 308, 320
Thomas Johnston	"	309, 310, 320

CRIMES, MISDEMEANOURS, &c., *continued.*piracy, &c., *continued.*

case of Eleazer Buck	(piracy)	310, 311, 320
John Sickterdam	"	311, 312, 320
Wm. Dun	"	313, 314, 320
Richard Griffin	"	314, 315, 320
Daniel Lander	"	315, 316, 320
Wm. Warren	"	317, 318, 320
Samuel Watts	"	318, 319, 320
William Coward &c.	"	319, 320
William Neffe	"	321

assault, personal injury, &c.

case of Jn ^o . Foster	(accidental shooting)	54
John Weaver	(wounding)	57
James Foord	(driving over Abigail King)	60
Joseph Indian	(cruelty)	296
Henry Toltwood	(felonious assault)	336

treason, sedition, &c.

case of John Lowell	15
Caleb, Indian &c.	76
Walter Gendall &c.	102
John Watts	102
Samuel Shrimpton	297, 299
Elizabeth Fanning	358

arson, incendiarism, &c.

case of Joshua Atwater	145
Peter Lorphelin	145
Cheffaleer, negro	197
Jack, negro	198
Maria, negro	198

CRISP or }
CRISPE }

—— Mr., Capt. Wm. Gerrish in room of, (2 ^d . jury of trials &c.)	215
Jonathan, &c., bond by,	57
order as to rendezvous and marching "with the forces"	58
Richard, (jury)	171
(cancelled) (1 st . jury for trials &c.)	215
(jury for attaints)	255
(2 ^d . jury for appeal)	256
Captain, foreman, (jury of trials)	345
Richard, Mr., foreman, (case of Elizabeth Emmerson)	357
(case of Bridget Denmarke)	358
(case of Richard Lillie)	359
Richard, Capt., (Jury)	360
foreman, (case of Martin Williams)	360
Richard, of Boston, Peggy ag ^t	365
Zackariah, ag ^t . Joanes	18
of Groton, case of, (murder)	51

	PAGE
CROAD OR CRODE	
John, of Salem, execr. agt. execr. of Price	328
Mr., agt. Price, execr., case of ment ^d . (pet. of Crode & decree)	356
pet. to Court of Assistants 22 Sept. 1691 and decree . .	356
CROCKET OR } CROCKETT	
Edward, laborer, house of, (case of Joshua Rice)	234
of Boston, laborer, case of his wife Elisabeth	234, 240
order as to being executioner	243
Elisabeth, ment ^d . (case of Joshua Rice)	234
wife of Edw ^d . Crocket, case of, (adultery)	234, 240
CRODE. (See CROAD.)	
CROMWELL, PHILIP, of Salem, English agt.,	341
CROSBY	
Joseph, agt. Addams	226
Basse agt.,	258
(Jury of attaints &c.)	289
(1 st Jury of appeals &c.)	289
CROSS OR } CROSSE	
Robert, Sen ^r ., of Chebacco of Ipswich, Burnam agt.,	345
Stephen, Boynton agt.,	125
Capt., of Ipswich, agt. Younglove	348
CRUELTY. (See CRIMES.)	
CUBA, Bay of Matanzas in, ment^d.	129
CULPEPPER	
—, Hon ^{ble} . Lord, ment ^d . (order as to ship Edward & Ann)	170
Jn ^o ., master of bark Recovery (libel &c.)	118, 119
CUMBEY, ROBERT, (2^d. Jury of trials)	362
CURSING. (See CRIMES.)	
CURTES OR } CURTIS	
Jn ^o ., mariner of ship Merchants Adventure, &c., agt. Stone . . .	213
Phillip, (Jury of trials &c.)	32
CUTLER	
John, Jun ^r ., (1 st . Jury for trials &c.)	152
John, (Jury)	160
John, Jun ^r ., (2 ^d . Jury for trials &c.)	192
(Jury for trials of attainit)	192
case of, (uttering reproachful words against the Authority)	355
answer to pet. of,	359
Tim ^o ., (Jury)	171
CUTT, Jn^o., Knight, agt.,	8
CUTTER, EPHRAIM, Marret agt.,	275
DADY, WM., (Grand Jury)	59, 108, 180, 190
DAFFORNE	
John, agt. Keene	156
atty., Joseph Homes substitute of, (Mathews agt. Keene) . .	181

	PAGE
DAMERILLS COVE, &c., appointment of constables at,	12
DANA (or DANIE), RICHARD, (Grand Jury)	133, 232, 302
DANFORTH	
——, Mr. (Courts order as to witnesses &c.)	31
Samuel, Esq ^r ., Dep ^y . Gov ^r ., present at Court	130, 131
Thomas, Mr., Esq ^r ., or Dep ^y . Gov ^r .	
present at Court, 1, 12, 15, 16, 23, 24, 32-36, 41, 43, 52, 55, 58, 61-63, 65, 70, 76, 77, 91, 94, 105, 106, 107, 117, 128, 132, 133, 139, 148-151, 159, 160, 170, 173, 175, 177, 179, 189, 202, 208, 209, 213, 214, 223, 228-230, 241, 243, 251, 254, 266, 273, 287, 296, 298, 300, 302, 305, 320-322, 327, 336, 361, 373	
&c., appointed to keep County Court at Essex	253
sentence by, (case of Hugh Stone)	303
order signed by,	209
Esq ^r ., Francis, &c. ag ^t .,	330
DANIE. (See DANA.)	
DANIEL	
Jn ^o ., carpenter of ship Merchants Adventure, &c. ag ^t . Stone	213
Robert, master of ship James Frygot, &c. (libel &c.)	128
Symon, (Jury for attainments)	266
Thomas, Capt., &c. (libel &c.)	75
by atty. ag ^t . Benj ^a . Marshall	84
Edmund Marshall	84
DANSON (or DAUSON)	
George, Elliot ag ^t .,	156
Ellit ag ^t .,	167
ag ^t . Wing	288, 366
ag ^t . Pite &c.	289
DARBY, ROGER, Dutch, ag ^t .,	163
DARLAND, PHILLIP, of Beverly, miller, case of, (adultery)	252-3
DARVALL	
——, Mr. &c., ag ^t . Dudson &c.	15
William, Dudson &c. ag ^t .,	5
Mr., &c., answer to pet. of,	13, 14
DAUES. (See DAWES.)	
DAUSON. (See DANSON.)	
DAVENPORT	
Ann, atty., appeal (estate of Snelling)	156
Charles, (Jury for attainments)	255
(2 ^d Jury for appeals)	256
Elisabeth (alias Davis), Mrs., relict and adm ^x ., ag ^t . Shippen	99
Francis, by atty., appeal, (estate of Snelling)	153
ag ^t . Patch	166
John (Jury)	37
mariner &c. of bark Endeavor (libel &c.)	77
Nathaniel, (Jury of trials)	56
Capt., his relict & adm ^x . ag ^t . Shippen	99
Tho., (Grand Jury)	140

	PAGE
DAVID	
(Indian) &c., order as to,	54
John, &c., Greene, agt.,	109
DAVIS	
Benjamin, atty., Ballard agt.,	100
&c., Ballard agt.,	112
Elizabeth (alias Davenport), Mrs., relict & adm ^r ., agt. Shippen . . .	99
James, agt. Davis &c.	195
Hendrick agt.,	278
John, Ensigne, of Oyster River, &c., comm ^r ., (order for dower to widow of Hill)	147
(Jury for attaint)	191
(2 ^d . Jury for trials &c.)	192
(1 st . Jury for trials &c.)	215
(1 st . Jury for appeals &c.)	274
(Jury of trials)	336
Joseph, Tyng, Esq ^r ., agt.,	67
(Grand Jury)	151, 190
Mary, widow, &c., Davis agt.,	195
Robert, mariner of ship John & Mary, &c. (libel &c.)	40
agt. Gridley	239
Samuel, master of ship Nevis factor, &c., libel of Hodsall, agt., . . .	63-4
libel of Hooper agt.,	64
Keith agt.,	64
libel &c. agt. ship Nevis factor	76
agt. Winsley	111
Thomas, Legg agt.,	27
late resident in Boston, case of, (adultery)	70
(case of Ellsabeth Broune)	70
&c., case of, (stealing &c.)	189
(Jury of trials)	345
Tobiah, (Jury for trials &c.)	228
Tobias, (1 st . Jury of trials)	65
(2 ^d . Jury of trials)	96
(Grand Jury)	180
(Jury of trials &c.)	252
Toby, (1 st . Jury for trials &c.)	120
William, (1 st . Jury of trials &c.)	25, 161
(2 ^d . Jury of trials &c.)	96
Capt., est. of Stenwicke in hands of, adm ^r . of Dinely agt., (exec ⁿ .)	371-2
DAVISON or }	
DAVISSON }	
Daniel, (Jury for attaint)	3
(1 st . Jury for trials &c.)	3
(2 ^d . Jury for trials &c.)	25
of Charlestown, merchant (libel)	62
&c., owners of ketch Newbery (complaint &c.)	220

DENNISON or DENISON

Daniel, Mr. Esq ^r ., or Major present at Court	} 1, 15, 16, 23, 24, 33, 34, 36, 41, 43, 52, 58, 65, 70, 77, 94, 107, 119, 128, 180, 181, 133, 139, 148, 149, 151, 161, 169, 179, 190, 202, 208, 209, 214
Major Gen ^l ., oath by, oath before, (inquisition on body of Bickford)	

DEPUTY GOVERNOR

present at Court	12, 43, 62-64, 70, 76, 77, 169, 211, 240, 297
&c., fined	52
declaration by, (libel ag ^t . pinck Expectation)	149
order of, in Boston 21 Oct. 1680 (case of Josiah Cobbham)	171
sentence by, (case of Thomas Hawkins)	306
(case of Thomas Pound, &c.)	308, 310, 311, 312, 314, 315, 316, 318, 319, 320, 321

DERRY, RICHARD, &c., mariners of ship Endeavor, ag^t. Smith . . . 130-1

DESERTING. (*See* CRIMES.)

DE VAULX, PETER, of Boston, merchant, ag^t. Shelston . . . 327

DEW, HESTER, (case of George Cole &c.) . . . 12

DEWER

Thomas, (2 ^d . Jury for trials &c.)	18
Sen ^r ., (Grand Jury)	65
ag ^t . Broune	236

DEXTER

John, (case of Sam ^l . Hunting)	114
Thomas, Jun ^r ., &c., ag ^t . Town of Lynn &c.	111, 135

DICKESON, JOHN, &c., bill of charges for . . . 116

DICKINSON, THOMAS, his exec^r., Wayte &c. ag^t., . . . 26

DILLON, JOHN, appointed constable of Monhegin . . . 12

DINELY

Father Gon, adm ^r ., ag ^t . est. of Stenwicke in hands of Davis (exec ^a .)	371-2
John, his adm ^r ., ag ^t . est. of Stenwicke in hands of Davis (exec ^a .)	371

DISPAW, HENRY, Matson ag^t., . . . 100

DISTURBANCE OF WORSHIP. (*See* CRIMES.)

DIVORCE

case of Hugh Drury and his wife Mary	91
pet. by Mary Sanders	30
Mrs. Hope Ambrose	127
Elizabeth Lisley	181
Rebeckah Cooly	138
Mary Bishop	144
Mary White	147
Susannah Goodwin	168
Samuel Holton	197
Dorcas Smith	200
Rachel Clenton	208
Elizabeth Street	227

	PAGE
DIVORCE, continued.	
pet. by Ann Perry	229
Elisabeth Maning	240
Sarah Cooper	256, 258
Phillip Goss	326
Mary Stebbins	342
DIX or } DIXE }	
John, agt. Hamond	108
agt. Morse	108
DIXON, Wm., (1st. Jury of trials &c.)	44
DODGE	
John, &c., plaintiffs, (appeal)	138
Wm., Jun ^r ., Balch agt.,	180
DOR, EDWARD, Chick agt.,	282
DOLBERRY, ANDREW, Capt., by atty. agt. Morrell	348
DOLE, RICHARD, &c., agt. Kent	207
DOLPHIN (ship), execution levied on, ment^d. (Foy agt. Trustee of Loder)	368
DOMINGO, coasts of, &c. ment^d. (Lemoigne agt. White &c.)	129
DOR. (See DORR.)	
DORCHESTER, (Town of) Wm. Cheny of,	199
DORR or DOR	
Edward, (Jury for attaints)	233
(Jury for trials &c.)	233
(Grand Jury)	345
DORRELL, PATTY, widow, &c., agt. Foster &c.	339
DOSSETT, JOHN, Mr., (Grand Jury)	336
DOUDEN. (See DOWDEN.)	
DOUNES. (See DOWNES.)	
DOUNING. (See DOWNING.)	
DOUNTON or DUNTON, DOUNTY.	
John, son of Wm. Dounton, case of, (murder)	271-2
Wm., of Salem, case of his son John,	271-2
&c., adm ^r . of Corwin agt.,	288
William, of Salem, gaol keeper, Blaney agt.,	340
DOUNTY. (See DOUNTON.)	
DOUSE	
Francis, (Grand Jury)	44, 151
Laurence, (Grand Jury)	65, 214, 244, 255
Samuel, (1 st . Jury for trials &c.)	59, 215
(Jury for trials &c.)	233
(2 ^d . Jury of trials)	337
DOVE (ship)	
owners of, agt. Cannon	52
master of, &c., libel &c. agt. ship Dove &c.	58
&c., libel &c. of Skinner &c. agt.,	58
master of, &c., libel &c. agt. ship Dove &c. (exec ⁿ .)	372-3
&c., libel &c. of Skinner &c. agt., (exec ⁿ .)	372-3

	PAGE
DOVER (Town of)	
County Court at, (Patridge agt. Waynwright)	46
(Waynwright agt. Pickering)	46
Portsmouth &, Courts at, June [1676] (libel &c. agt. Thornhull)	75
DOW, HENRY, atty., agt. Huggens	43
DOWBOY of gold (order on pet. of Wharton &c.)	272
DOWDEN or DOUDEN	
Leonard, case of,	113
Bennet &c. agt.,	184
DOWNE	
Thomas, (Jury of trials)	302, 306, 308
(Grand Jury)	345
William, (2d. Jury of trials)	337
DOWNER, JOSEPH, of New England, case of, (uttering false statements)	357
DOWNES or DOUNES	
William, &c., sureties on bond of attaint (Apleton agt. Savage)	123
(Jury of attaints)	244
(2d. Jury of trials &c.)	245
DOWNING or DOUNING	
Richard, agt. Boober & wife	258
Boober agt.,	276
Boober & wife agt., (execn.)	388
DRASTON	
Cardin, of Watertown, spinster, servant to Christopher Grant, Senr.,	
case of, (infanticide)	125
mentd. (case of Christopher Grant, Junr.)	125
DRAKE, ABRAHAM, Colcord agt.,	81-2
DRAPER	
James, (Jury of trials)	336
Moses, (Jury of trials)	323
DRAWBRIDGE in Boston, appraisal of, (libel &c. agt. Checkley & wife) (execn.)	385
DRINCKER, EDWD., (Grand Jury)	133
DRIVER	
Charles, mate, &c., agt. ketch Friendship (execn.)	391-2
Robert, &c., presentment &c. agt., mentd. in margin	25
Scotchman, apprentice &c. to Williams, case of, (murder)	30
(case of Nicholas Faevor)	32
&c., order for execution of,	33
DRURY	
Hugh, (Grand Jury)	1
(Jury of trials &c.)	33
Left., (2d. Jury for trials &c.)	71
& wife Mary, order of Court enjoining them to live together	91
(case of Mary Drury)	101
Mary, & husband Hugh, order of Court enjoining them to live together	91
case of,	101
DUBLIN, ship St. John of,	160

DUDLEY

Joseph, Mr., Esq^r., present at Court, 62, 63, 65, 70, 76, 77, 91, 92, 94, 105-
107, 117, 128, 130-133, 139, 148-151,
159-161, 169, 170, 172, 173, 176, 177,
179, 190, 202, 208, 241, 243, 287,
296-298, 300, 373

Joseph, Esq^r., &c., comm^r., Rawson &c. agt^t., 208
chosen as guardians by Chickatabut 208

Paul, Mr., &c., Paige &c., agt^t., 155

DUDSON or }
DUDSSON }

——, Mr., &c., Melynes &c. agt^t., 15

——, Phipps agt^t., 102

Francis, Holmes agt^t., 204

Joseph, &c. agt^t. Darvall 5

& Co., request of, for judication of ship Expectation, . . . 15, 16

DUERS, THOMAS, (Grand Jury) 190

DUKE of Brandenburg (libel &c. agt^t. Cocke &c.) 179

DUMER or }
DUMMER }

Jeremiah, Mr., (2^d. Jury for trials &c.) 153

&c., chosen comm^r. for Boston and sworn 357

Richard, agt^t. Gerrish &c. 44

Mr., Sen^r., Town of Newbury agt^t., 108

DUN, WILLIAM, case of, (piracy &c.) 313, 314, 320

DUNCLIN, NATHAN, of Charlestown, mariner, agt^t. Witherett 365

DUNSTER

Elisabeth, Mrs., &c., agt^t. Prout 143

Jonathan, &c., agt^t. Prout 143

DUNTON. (See DOUNTON.)

DURE, THO., (Jury of trials &c.) 33

DUTCH, holding a correspondency with, (case of John Lowell) 15

DUTCH, SAMUEL, agt^t. Darby 163

DWIGHT

Timothy, order on pet. of, 200

of Boston (case of George Fairfax) 200

atty., &c. agt^t. Sparrey 235

DYAR } or DYRE
DYER }

Giles, Pattyn agt^t., 4

(Jury of trials) 242

John, of Braintree, case of, (murder) 188

&c., chosen constables in Boston & oath 206

(Jury of trials) 322

William, Esq^r., agt^t. Hutchinson, Esq^r. 261

libel agt^t. Andreason &c. 263-4

DYRE. (See DYER.)

	PAGE
EARL OF }	
EARLE }	
Robert, keeper of prison in Boston, order on pet. of,	114
prison keeper, (order on bill of charges of Bell &c.)	116
account of, order as to,	250
EARTHY	
John, case of,	88
master of bark James & Hannah (case of Wm. Johnson)	242
EASTWARD, constables chosen at,	11
seizing Indians at, (case of Wm. Waldron &c.)	88, 91
EASTWICK, PHEASANT, (2 ^d . Jury for trials &c.)	60
ECCLES OF }	
ECLES }	
Richard, (2 ^d . Jury for trials &c.)	60
(1 st . Jury for appeals &c.)	108
(Grand Jury)	230
EDMONDS OF }	
EDMUNDS }	
Anna, case of, (witchcraft)	11
(case of John Bennet &c.)	11
William (case of John Bennet &c.)	11
ag ^t . Waldron	79
EDWARD & ANN, (ship) belonging to Mr. Nicholas Paige, order as to,	170
EDWARDS	
David, (Jury)	150
Thomas, (1 st Jury of trials &c.)	25, 95, 140
(Jury for attain)	134
(Jury)	149
Tounsend ag ^t	259, 260
mariner, ag ^t . Jarvis	331
testimony by, ment ^d . (Stanbury ag ^t . Harris)	367
EDY, Jn ^o ., (Grand Jury)	56
EGERTON } or EGGINGTON	
EGGERTON }	
Jn ^o ., &c., case of, (stealing &c.)	891
Peter, surety, ag ^t . Mackee	97
ag ^t . Smith	166
EGGINGTON. (See EGERTON.)	
EIA	
Daniel, &c., atty ^s ., Swann ag ^t .,	156
ag ^t . Chandler	194
ELINOR (ketch) of Boston (case of Wm. Coward &c.)	319
ELISABETH. (See ELIZABETH.)	
ELIZABETH (ship)	
master of, dep. by,	132
of Boston, Thomas Bossinger, master, (information &c.)	296-7
ELIZABETH & MARGARET (ketch)	
Nathaniel Cary, &c., ag ^t .,	106
master of, &c. ag ^t . ketch Elisabeth & Margaret	106

	PAGE
ELKIN	
——, Mr., old, ment ^d . (dep. by Thomas Sexton)	132
Nathaniel, Cowell ag ^t .,	69
ment ^d . (dep. by Thomas Sexton)	132
ELLACOT, VINES , of Barbadoes, now resident in Boston, merchant, case of, (murder)	251-2
ELLES . (See ELLIS .)	
ELLIOT OF ELLIT	
Andrew, master, &c. ag ^t . ketch Friendship (exec ⁿ .)	391-393
Asaph, (1 st Jury for trials &c.)	95
Allen ag ^t .,	260
Henry, ag ^t . Danson	156, 167
Jacob (Grand Jury)	32
ELLIS OF ELLES	
Edward, (Jury of Inquest) (inquisition on body of Bickford)	34
Rich., (2 ^d . Jury of trials &c.)	71
ELLISTON OF }	
ELLISTONE }	
——, &c., sureties, (case of Thomas Saffin)	249
George, (2 ^d Jury of trials)	345
ELLIT . (See ELLIOT .)	
ELSON, JAMES , master of ship Blessing, &c. (libel &c.)	58-9
ELY	
John, master of ship Anne (libel &c.)	94
Capt., master of ship Herron (libel &c.)	159
EMBARGO of ship Edward & Ann, order for	170
EMERY OF EMMERY	
John, Thompson, ag ^t .,	80
Sen ^r . Tompson ag ^t .,	97
Martha, her trustees &c. ag ^t . Hanford	122
her trustees &c. ag ^t . adm ^r . of Sweeting	122
EMMERSON	
Elizabeth, single woman & daughter of Michael Emmerson, case of, (infanticide)	357
Michael, of Haverhill, case of his daughter Elizabeth	357
EMERY . (See EMERY .)	
ENDEAVOR (bark or pink &c.)	
master of, libel &c. ag ^t . Paige	77
of Boston, (case of Wm. Waldron)	86
(case of John Haughton)	87
mariners of, libel &c. ag ^t . Lang	118
master of, libel &c. of Berry &c. ag ^t .,	118
commander of, Francis &c. ag ^t .,	130
mariners of, ag ^t . Smith	130
commander of, &c., libel ag ^t . Francis &c.	132
ENDECOT }	
ENDECOTT }	
John, &c. exe ⁿ ., ag ^t ., Sweeting	79

	PAGE
ENDECOT, &c., continued.	
John, agt. Calley	96
trustees &c. agt. adm ^r . of Sweeting	122
agt. Hanford	122
(2 ^d Jury for trials &c.)	153
case of,	155
(jury of trials)	242
atty., agt. Coleman	269
Zerubbabel, Nurse agt.,	120
Mr., Nurse agt.,	235
ENDICOT. (See ENDECOTT.)	
ENGIS	
Maudet, of Boston, (70 years) dep. by,	139
witness, (Usher agt. Usher)	139
ENGLAND	
Brandford in,	10
ment ^d . (libel &c. agt. Bull)	40
(case of ship Speedwell &c.)	107
money of,	157, 175, 323
ship Edward & Ann, &c. bound for,	170
ment ^d . (case of Uriah Cleoments)	283-4
(information agt. ship Elisabeth)	296
Lord High Admiral of,	332-4, 353
High Court of Admiralty in	334, 344
law of, ment ^d . (case of Sam ^l . Newton & wife)	342
ment ^d . (information agt. Lawrence)	343-4
(libel &c. agt. ship Marquis of Royan)	354
statutes of, (case of Hannah Owen)	361
king of, ment ^d . (Belchar agt. Lloyd)	362
ENGLESBE. (See INGLESBY.)	
ENGLISH, murder of, (case of Little Jn^c. Indian)	53
ENGLISH	
Phillip, &c., evidence by, ment ^d . (answer to pet. of Sanders)	31
agt. Mazure	109
by atty., agt. Mazure	109
of Salem, agt. Stebbins	326
merchant, agt. Cromwell	341
Stebbins agt.,	346
Wm., (grand jury)	119
ENGLISH PLANTATIONS	
ment ^d . (case of Tho ^s . Davis &c.)	189
sale to, (case of Uriah Cleoments)	284
EPFS	
—, Mr., (Symonds agt. Leveret)	217
Daniel, atty., agt. Marshall	84
Capt., agt. Bennet	259
ESCAPE, aiding. (See CRIMES.)	

	PAGE
Essex (County of)	
Beverly in,	252
Thomas Danforth, &c. to keep the Court at,	253
Salem in,	271
Haverhill in,	357
Essex County Court. (<i>See</i> COUNTY COURT—Essex.)	
EUROPE , commodities &c. of,	343, 344, 355
EVANS (or EVINS) , ROBERT, Roby &c. agt.,	6, 136
EVE , JASPER, &c. mariners of ship Ann & Hesther (libel &c.)	172
EVELEIGH , ISAAC, master of ketch Newbery, &c. (complaint &c.)	220
EVELY , SILVESTER, (Grand Jury)	24
EVERDEN , WALTER, agt. Smith	164
EVERELL , JAMES, &c., Gibbs agt.,	17, 18
EVIDENCE	
sufficient to a legal conviction (case of Goad)	10
special verdict as to, (Ingolls agt. Bishop)	262-3
(Rice agt. Avery)	273-4
(Marret agt. Cutter)	275
EVINS. (<i>See</i> EVANS.)	
EXECUTION	
on person & estate & releasing person, as to, (Colcord agt. Drake)	81
levying of, on estate rendered, judgment as to, (order on complaint of Walters)	169
EXECUTIONS	
book of records for, (Court of Assistants), ment ^d ., 371, 379, 382, 386, 388, 391	
EXPECTATION (ship, pink, &c.)	
ment ^d . (request of Dudson & Co.)	16
libel of Randolph, Collr., agt.,	149, 150
master of, libel &c. agt. Torry	177
agt. Shinchinke	178
ment ^d . (Torrey agt. Gretian)	180
mariners &c. of, libel agt. Schinking (exec ⁿ .)	378-380
EXPEDITION (ship), &c., libel &c. of Randolph, Collr., agt.	177
EYRE } (<i>See</i> AYRES.)	
ETRES	
FAVOR or FAVOR	
Nicholas, (case of Robert Driver)	30
case of, (murder)	32-3
FAGG , WM., Colony soldier, ment ^d . (case of John Indian)	53
FAIRFAX. (<i>See</i> FAIRFAX.)	
FAIRFIELD. (<i>See</i> FAIRFIELD.)	
FAIREWEATHER	
—, Mr., &c., Melynes &c. agt.,	15
—, Mr., (libel agt. Andreason &c.)	264
John, &c. agt. Darvall	5
Mr., of Boston, case of his negro servant Jack	74
Capt., &c. chosen comm ⁿ . for Boston & oath &c.	168
Mr., &c. chosen comm ⁿ . for Boston & oath &c.	199, 214

	PAGE
FAIRFAX or FAIREFAX	
George, case of, (burglary &c.)	200
ment ^d . (order on pet. of Tim ^o . Dwight)	200
FAIRFIELD or FAIREFEILD	
Daniel, ag ^t . Eliz th . Fairefeild	121
Elizabeth, Daniel Fairefeild ag ^t .,	121
John, of Ipswich, Wm. Fairfield ag ^t .,	348
Walter, ag ^t . Knowlton	181
William, of Wenham, ag ^t . John Fairfield	348
FALMOUTH, his Majesties garrison at,	321
FALSE OATH. (<i>See</i> CRIMES.)	
FAMILIARITY WITH THE DEVIL. (<i>See</i> CRIMES.)	
FANING OF }	
FANNING }	
Elizabeth, case of, (treason)	358
Thomas, (Jury of trials)	35
(2 ^d . Jury of trials)	215
FARLEY, MICHAEL, ag ^t . Lummas	198
FARR	
Benjamin, Needham ag ^t .,	247
ag ^t . Witter	269
FARRELL, JAMES, &c., complaint of Bisco ag ^t .,	286
FARRINGTON, MATHEW, Graves ag ^t .,	222
FARWELL (or FURNELL), J ^r ., Aires ag ^t .,	222
FAVOR. (<i>See</i> FAEVOR.)	
FAWER, GIBSON, ag ^t . Cable	302
FELLOWES	
Ephraim, &c., Jacob ag ^t .,	137
Isack, &c., Jacob ag ^t .,	137
Samuel, Broune ag ^t .,	140
FELONIOUS ASSAULT }	
FELONY }	(<i>See</i> CRIMES.)
FENNO, JOHN, Perkins ag ^t .,	257, 286
FERNES OF }	
FERNS }	
Ann, widow & adm ^x ., Adlington ag ^t .,	340
Peter, his widow & adm ^x ., Adlington ag ^t .,	340
FESSINGDEN OF }	
FESSONDON }	
Nicholas, (2 ^d Jury of trials &c.)	161, 362
FIFEILD } or FIFIELD	
FIFIELD }	
Giles, (2 ^d Jury for trials &c.)	45
&c., Hutchinson &c. ag ^t .,	325
of Boston, mariner, ag ^t . Bradley	380
FIFTY hogsheds of tobacco &c. (libel &c.)	168-9
FIGG, MARY, ag ^t . Baker	133
FINES. (<i>See</i> PUNISHMENT.)	

	PAGE
FISHER	
——, Capt., &c., atty. (case of James Nanapatu, Indian)	54
Daniel, Capt., impowered to join persons in marriage on pet. of Town of Dedham	87
present at Court 22 May 1683	229
Esq ^r ., present at Court 8 June 1683	230
George, &c., mariners of ship Ann & Hesther (libel &c.)	172
Jn ^o ., ag ^t . Wayte	218
FISKE	
——, Left., ment ^d . (Griffyn ag ^t . Gove)	99
David, (Grand Jury)	266
Nath, Sen ^r ., (Jury of trials &c.)	38
FITCH, JEREMIAH, (Grand Jury)	59, 151, 230, 336
FLACK, SAMUEL, son of, ment ^d . (case of Jn ^o . Foster)	54
FLAGG or FLEG, FLEGG	
Ebenezer, (Jury of attaints &c.)	289
Thomas, (1 st Jury of trials &c.)	59, 65, 70
(Grand Jury)	188, 190, 244, 266
Jun ^r . (Grand Jury)	336
(2 ^d Jury for trials &c.)	215
Wm., Colony soldier, (case of John Indian)	53
FLEG } (See FLAGG.)	
FLEGG }	
FLETCHER	
Georg, Parris ag ^t .,	202-3
Joseph, for John March & wife ag ^t . Hugh March, Sen ^r .,	214
Peter, &c., mariners of ship Endeavor, ag ^t . Smith	130-1
FLINT or FLYNT	
Edmund, answer to pet. of,	85
John, (answer to pet. of Edmund Flynt)	85
of Salem, case of, (murder)	85
found guilty of manslaughter	85
FLOOD	
Henry, of Boston, cordwainer, case of his wife Mary, (murder)	295
James, ag ^t . Legg	110
Legg ag ^t .,	142
Porter ag ^t .,	196
(Grand Jury)	288
Mary, wife of Henry Flood, case of, (murder)	295
FLOWER, (bark) master of, &c. (libel &c.)	92
FLOYD	
——, Mr., exec ^a . delivered to, (case of John Bennet &c.)	11
John, constable, ment ^d . (Isaac Waldron, pltf., appeal)	77
of Rumley Marsh, chosen guardian by Armetage	271
FLYNT. (See FLINT.)	
Fog or }	
Fogg }	
David, (case of George Cole &c.)	12

	PAGE
<i>Fog, &c., continued.</i>	
Ezekiel, answer to pet. of,	31
(case of Richard Scott)	60
case of, (writing untruths &c.)	61
his sureties agt. Williams	68
FOORD, JAMES, case of, (driving a cart over Abigail King)	60
FORCE, NATHANIEL, (negro) sale of, (Hall agt. Backway)	350
FORNICATION. (<i>See</i> CRIMES.)	
FORREST, WM., seaman, (case of Nicho ^s . Shapleigh)	12, 13
FORSTER. (<i>See</i> FOSTER.)	
FOSKET OF } FOSKETT }	
Hannah, widow, Tho ^s . Fosket agt.,	328
John, Gates agt.,	290
Thomas, of Charlestown, agt. Foskett	328
FOSTER OF FORSTER	
Abigail, & husband John, Dorrell &c. agt.,	339
Elisha, (Jury for attaint)	192
Isack, Mr., order on complaint &c. of,	104
Isaac, Sen ^r ., Neeland agt.,	345
James, (1 st . Jury of trials &c.)	59, 152
(Jury for attaints)	266
(Jury for trials)	362
John, case of, (wounding Sam ^l . Flack's son)	54
(2 ^d . Jury for trials &c.)	203
&c., merchants, Pynchon agt.,	328
& wife Abigail, Dorrell &c. agt.,	339
&c., sale to, (libel &c. agt. Long) (exec ⁿ .)	375-6
Tho., (2 ^d . Jury for trials &c.)	71
Timothy, (Jury for attaint)	2, 192
(2 ^d . Jury for trials &c.)	3, 96, 192
(Jury of trials)	242
William, (Grand Jury)	65, 232, 298
(Jury)	149, 231
&c., appraisers, (Elliot, &c. agt. ketch Freindship) (exec ⁿ .)	392
FOULE. (<i>See</i> FOWLE.)	
FOULER. (<i>See</i> FOWLER.)	
FOULESHAM OF } FOULSHAM }	
John, Sen., Gilman agt.,	68
FOWLE OF FOWLE	
George, costs granted him agt. Leveret	188
Isaac, (2 ^d . Jury of trials &c.)	161
(Jury of trials)	323
James, (Jury of attaints &c.)	289
John, (1 st . Jury for trials &c.)	203
(2 ^d . Jury for trials &c.)	224
Peter, (2 ^d . Jury for appeal)	256
(Jury for attaints)	255

	PAGE
FOWLER OF FOULER	
Philip, &c., sureties on bond of attaint (Knight agt. Leach &c.)	194
Richard, (libel agt. Rodrigo &c.)	34
Englishman, case of, (piratically seizing small vessels &c.)	37
&c., order for execution of,	39
Samuel, Gove, assignee, agt.,	8
Sarah, of Boston, wine retailer, agt. Clarke	322
wine retailer (whom Wm. Hall married) (Hall & Backway)	350
FOX	
Isaac, &c., Prout agt.,	349
Nathaniel, agt. Leveret, Esq., Govr.,	125
Thomas, (Grand Jury)	1, 44, 255
Green agt.,	368
FOXCRRAFT OF } FOXCRRAFT }	
Francis, (cancelled) (Jury)	230
(Jury of trials)	242
&c., execn., agt. Eyres	324
FOY	
John, (Jury)	176
Capt., of Boston, mariner, agt. trustee of Loder	368
&c., appraisers, (libel &c. agt. Long) (execn.)	375
FRANCE	
Rochelle in	55
king of, mentd. (Lemoigne agt. White &c.)	129
subjects of, (case of Wm. Johnson)	242
(libel agt. Andreason &c.)	264
ships belonging to, &c.	332-334, 353
St. Mallo in,	333, 335
king of, vessels &c. belonging to,	352
Northern, Isle of Persy in,	353
king of, mentd. (libel &c. agt. ship Marquis of Royan)	354
FRANCIS	
Alice, &c. of Cambridge agt. Danforth	330
John, boatswain of ship Endeavor, &c. agt. Smith	130
&c., (libel &c.)	132
Stephen, (Jury for attaint)	134
(2d. Jury of trials &c.)	135
FRANCK. (See FRANCKS.)	
FRANKLIN	
Benjamin, Warner agt.,	144
&c., case of, execution in, suspended	146
FRANCKS OF FRANCK, FRANKS	
Sarah, widow, Rock agt.,	142
Mrs., Rock agt.,	180
FRANKS. (See FRANCKS.)	
FRARY	
—, Lieut., mentd. (case of Darby Bryan)	115

	PAGE
FRARY, continued.	
——, Lieut., ment ^d . (case of Ephraim Beamis)	116
Theophilus, (Grand Jury)	56
&c., Waldron ag ^t .,	216
Capt., &c., chosen comm ⁿ . for Boston and sworn	357
FRATHINGHAM. (See FROTHINGHAM.)	
FRAUD &c., prevention of, Act of Parliament for, ment^d. (information ag^t. Lawrence)	344
FREAKE	
——, Mrs., Pease ag ^t .,	80
Elisabeth, Mrs., relict of John Freake, &c. (libel &c.)	34
ag ^t . Robinson	102
John, (Jury for attain)	2
Mr., merchant, his relict &c. ag ^t . Rodriego &c.	34
of Boston, (case of Peter Rodriego &c.)	35-39
FREDERICK, ship Richard now called the, (libel &c. ag^t. ship Richard)	335
FREEMAN, Jn^o., gunner of ship James Frygot, &c. (libel &c.)	128
FREEMAN OF BOSTON, commⁿ. chosen by,	67, 96, 199
FREINDSHIP (ketch) of Boston, Elliot &c. ag^t., (execⁿ.)	391-2
FRENCH	
John, (or Stephen) foreman, (case of Wm. Clapp &c.)	285
Stephen, case of his Spanish Indian servant	115
Mr., (1 st . Jury for appeals &c.)	274
FRENCH KING. (See FRANCE.)	
FRIZELL, JOHN, Usher ag^t.,	302
FROST	
——, Capt., (order for dower to widow of Hill)	147
Charles, mariner of ship George, &c. (complaint &c.)	41
Pickering ag ^t .,	69
John, Mr., (2 ^d . Jury for trials &c.)	45
(Jury for trials &c.)	53
foreman in behalf of jury of appeals, Woodmansey, ag ^t ., .	59
Veren ag ^t .,	141
FROTHINGHAM or FRATHINGHAM	
Nath., (2 ^d . Jury for trials &c.)	71
Peter, (1 st . Jury for trials &c.)	78
FULLER	
James, of Springfield, case of, (familiarity with the devil) . .	228-9
John, (Grand Jury)	17
(1 st . Jury for trials &c.)	78, 192
(2 ^d . Jury for trials &c.)	161
(Jury for attain)	192
(Cambridge) (2 ^d . Jury of trials &c.)	274
(Lynn) (1 st . Jury for appeals &c.)	274
Thomas, Bradstreet &c. ag ^t .,	108
(Woburn) (2 ^d . Jury for trials &c.)	274
FURNELL (or FARWELL), Jn^o., Aires ag^t.,	222

	PAGE
FYALL	
Indians sent to, (case of Wm. Waldron &c.)	86-88, 91
voyage to, (Poole agt. exec ^r . of Lydgett)	105
FYFIELD. (<i>See</i> FIFIELD.)	
GABRICK OF }	
GABRICKE }	
Henry, &c., mariners of ship Apollow, agt. Hollaway &c. . . .	182-8
ment ^d . (Phipps agt. Bronsdon)	387
GALE	
John, Jacob agt.,	223
Symon, (or Gates), Becke agt.,	216
GALLOP, BENJAMIN, &c. case of, (default)	315
GAMBLIN OF GAMBLINN, GAMLIN	
Benjamin (Jury of trials &c.)	33
(Jury for attaints)	181, 244
(2 ^d Jury for trials &c.)	181, 245
GAMBLING. (<i>See</i> CRIMES.)	
GAMBLINN OF }	
GAMLIN }	(<i>See</i> GAMBLIN.)
GAMON, ROBERT, appointed constable of Capenawagen &c. . . .	12
GANTLET, running of, (case of Walter Gendall &c.)	102-3
GARD, WM., (Jury)	230
GARDINER OF }	
GARDNER }	
——, Left., &c., bond by, (case of Jn ^o . Earthy)	88
Andrew, of Muddy River, case of his negro servant Robin	304
John, Mr., (Jury of trials)	336
Jonathan, ment ^d . (Grand jury indictments &c.)	273
order as to	281
Richard, Nevans agt.,	100
Samuell, agt. Pudney	110
Thomas, Sen ^r ., &c., committee (order on est. of Lambe)	103
(Grand Jury)	108, 179
GAREY OF GARY	
Samuel, (Jury for attaint)	2
(1 st . Jury for trials &c.)	3, 215
William, (Grand Jury)	78, 133, 242, 302, 305
(2 ^d Jury of trials &c.)	141
(Jury)	210
GARFIELD OF }	
GARFIELD }	
Benjamin, (1 st Jury for trials &c.)	152
(Jury of trials &c.)	228, 302, 306, 308
GARLAND	
Elisabeth & husband John, plaintiffs, (appeal)	46
Jn ^o ., & wife Elisabeth, plaintiffs, (appeal)	46
GARNSEY, HENRY, (Grand Jury)	361

	PAGE
GARRISON	
at Falmouth, deserting of, &c. (case of Wm. Neffe)	321
at Newitchawannick in Yorkshire (certificate & order for payment for service under Capt. Hathorn)	104
GARY. (<i>See GAREY.</i>)	
GASKILL, SAM^l. , (2 ^d Jury of trials)	337
GATCHEL or GATCHELL }	
Bethyah, case of, (adultery)	138
Elisabeth, evidence of, ment ^d . (case of Joseph Gatchell)	253
Jeremiah, house of, ment ^d . (case of Joseph Gatchell)	253-4
Joseph, of Marblehead, case of, (blasphemy)	253-4
GATES	
Symon, (or Gale) Becke ag ^t .,	216
Symon, ag ^t . Foskett	290
GATLIFF	
Jonath ⁿ ., of Boston, mariner, guardian of his son Tho ^s ., ag ^t . Legg,	362
Tho ^s ., (son of Jon ^s . Gatliff), his guardian ag ^t . Legg	362
GEDNEY. (<i>See GIDNEY.</i>)	
GEE, JOSHUA , (Special Jury)	368
GENDALL, WALTER , of Black Point, case of, (treachery)	90, 102
GENERAL COURT	
order of, Oct. 1878 (appointment of constables at Kennebec)	11
ment ^d . (Bartlett ag ^t . James &c. (Marblehead Commons))	20
(Lattimore ag ^t . James &c. (Marblehead Commons))	20
(libel ag ^t . Starr &c.)	23
(case of Peter Rodriego)	35
(order on pet. of Elizabeth Bowers)	104
first sessions of, (Davis ag ^t . Winsley)	111
action continued to determination of, (Olliver &c. ag ^t . Lynn &c.)	111
ment ^d . (Nurse ag ^t . Endecot)	120, 236
(Courts order to pay Hauthorne)	127
May 1877 ment ^d . in margin	158
judgment 11 Oct. 1865 ment ^d . (assignee of Wayte ag ^t . exec ^x . &c. of Cooke)	164
judgment (Hoare ag ^t . Cooke, exec ^x ., &c.)	166
Oct. [1680] (order on pet. of Stephen Butler)	170
ment ^d . (Butler ag ^t . Checkley)	206
24 May 1682, ment ^d . in margin	208
ment ^d . (Gifford ag ^t . Walter &c.)	218
order ment ^d . (assignee of Hoare ag ^t . Kilcup)	219
ment ^d . (Bishop ag ^t . Lord, marshal)	239
adjourned to 14 Oct. 1685	286
ment ^d . (votes on pet. of Checkley)	294
&c., defamation of, (case of Samuel Shrimpton)	299
ment ^d . (appointment of Sam ^l . Gookin as mar ^l . gen ^l .)	342
GENERAL SALVATION , disturbance about, (case of Jos. Gatchell)	253-4
GENNEBSON, WM. , (Jury for appeals)	233

	PAGE
GEORGE (ship)	
of Bristol, mariners of, (libel &c.)	173
of London Derry (complaint &c. agt. Newton &c.)	41
GEORGE, JOHN, (Jury of trials)	336
GERRISH	
William, Capt., &c., Dummer agt.,	44
Senr., Woodbridge agt.,.	67
Capt., Lowle agt.,	82
&c., by atty., agt. Lowle	139
in Mr. Crisp's room (2d. Jury for trials &c.)	215
GIBBS	
—, of Boston, case of his wife Mary,	57
Benjamin, case of,	2
agt. Ashton	2
agt. Bonner &c.	17
case of, mentd. in margin	45
agt. Gideon &c.	49
agt. assignee of Watters	50
Shoare agt.,	68
libel agt. Wheeler	75
Capt., libel &c. of Wheeler &c. agt.,	76
agt. Sweete &c.	77
his admr. mentd. (libel &c. agt. Checkly & wife)	130
wife &c. of, "	382-386
deed to, "	385
Elizabeth, (relict &c. of Robt. Gibbs), wife of Jon ^a . Corwin, mentd. (Sheaffe agt. Palmer &c.)	123
Lidia, (admr. of Benj ^a . Gibbs), wife of Anthony Cheeckly, &c. (libel &c.)	130
Mary, (case of Maurice Brett)	56
of Boston, case of, (adultery)	57
Robert, estate of, in hands of Corwin &c., Sheaffe agt.,	123
&c., Baskerville agt.,	141
GIBSON	
Samuel, agt. Read	271
plaintiff, (appeal)	275
(2d. Jury for trials &c.)	346
William, (1st. Jury for trials &c.)	59
instead of Toy (1st Jury for appeals &c.)	289
GIDEON, ROULAND, &c., Gibbs agt.,	49
GIDLEY, HEZEKIAH, Stratton agt.,	369
GIDNEY or GEDNEY	
Bartholomew, Esqr. present at Court 1 Mar. 1680	179
6 Sept. 1681	190
18 Mar. "	208
5 Sept. 1682	214
6 Mar. "	223
4 Sept. 1683	232

	PAGE
GIDNEY OF GEDNEY, <i>continued</i>.	
Bartholomew, Esq ^r . present at Court 12 Oct. 1683	241
" Nov. "	241
4 Mar. "	243
atty., Gilbert ag ^t .,	274
Benj., [Bartholomew?] Esq ^r . present at Court 18 Mar. 1681	208
GIFFORD OR GIFFORDS, GYFFORD	
John, ag ^t . Hathorne	28, 48, 49
his assignee, Leveret ag ^t .,	50
ag ^t . Briggs	65
ag ^t . Lee	110, 124
ag ^t . Lord	155
Walter ag ^t .,	163
(Mr.) ag ^t . Read	185, 192
principal on bond of attaint, (Gifford ag ^t . Read)	185
ag ^t . Walter &c.	218, 247
Mr., allowed hearing (Gifford ag ^t . Walter &c.)	218
order on pet ⁿ . of,	231
GIFFORDS. (<i>See</i> GIFFORD.)	
GIFT OF GOD (bark or ship)	
&c. libel &c. of Randolph, Coll ^r ., ag ^t .,	176
of France, libel &c. of Southack ag ^t .,	332
GILBERT	
John, Greenleafe ag ^t .,	48
Obbinson ag ^t .,	79
Roger, ag ^t . Waldron	227
William (Jury)	176
(2 ^d Jury for trials &c.)	203
Rawson ag ^t .,	245, 255
ag ^t . Gidney, atty.	274
(Jury of attaints &c.)	288
GILL, OBADIAH (Jury of attaints &c.)	288
GILLAM	
Ann, (case of Geo. Cole &c.)	12
Benjamin, (Jury of trials)	35
Capt., (Jury)	36
foreman, (case of John Roads &c.)	36
Zechariah, (libel &c. ag ^t . Woodmansey)	119
GILMAN, MOSES, ag^t. Foulsham	68
GINNOP (or GUNNOP), NICHOLAS, gunner of ship Appollo, &c.	
ag ^t . Hollaway &c. 132-3	
GLANDFIELD	
John, case of, (adultery)	15
of Black Point (case of Amy Wellen)	15
GLOVER	
Habbacuck, (1 st . Jury of trials &c.)	25
&c., Rawson ag ^t .,	26, 65
(Grand Jury)	35

	PAGE
GLOVER, continued.	
John, &c., Rawson agt.,	65
Mr., case of,	88
(case of Wm. Waldron &c.)	88, 91
his assignee agt. Hubbard	94
Nath ^l ., (2 ^d . Jury of trials)	337
Pelatah, &c., Rawson agt.,	65
Mr., Voss agt.,	204
GOAD	
Benjamin, case of, (bestiality)	10
answer to pet ⁿ . of,	14
as to execution of,	14
GOBL OR } GOBLE }	
Daniel, of Concord, case of, (murder of Indians)	71
Stephen, " " " " " "	71
&c., examination &c. of, ment ^d . (costs granted to Keene &c.)	87
Tho., Jun ^r ., &c., costs granted to,	87
GODARD OR } GODDARD }	
Gyles, Nowell agt.,	298
William, (1 st . Jury of trials, &c.)	17
(1 st . Jury of appeals &c.)	108
(Grand Jury)	184, 190, 273
GODFREY OR } GODFREY }	
John, agt. Clarke, mar ^l . gen ^l s dep ^y .,	8
estate of, ment ^d . in margin	80
GOFFE	
Samuel, (Jury of trials)	35
(Jury)	37
(2 ^d . Jury for trials &c.)	192
(Jury for attain ^t)	192
Stanbridge agt.,	330
GOFFREIGH, FRANCIS, by atty., agt. Sprague	222
GOLD	
John, agt. Bishop	21
Ensign, &c. agt. Putman &c.	27
agt. Putman	45
Bishop agt.,	47
GOLDEN ROSE (frigate), late commander of, agt. Bronsdon	337-8
GOLDING. (<i>See GOULDING.</i>)	
GOOD HOPE (pink), master of, (libel &c.)	219
GOODWIN	
Edward, pet. for divorce by his wife Susannah,	168
John, mariner of ship Merchants Adventure, &c. agt. Stone	213
Joseph, &c., mariners of ship James Frygot, (libel &c.)	128
Susannah, wife of Edw ^d . Goodwin, pet. for divorce	168

	PAGE
GOOKIN	
——, Major, (case of Richard Scott)	61
Daniel, Esq ^r ., Capt., Major or Major Gen ^l .,	
present at Court, 1, 15, 16, 23, 24, 32-34, 36, 41, 43, 52, 55, 58, 61,	
94, 105-107, 117, 119, 130-133, 139, 148-151, 159,	
161, 169, 170, 172, 173, 175, 177, 179, 189, 190,	
202, 208, 209, 218, 214, 223, 228, 229-232, 240,	
241, 243, 251, 255, 266, 273, 287, 296, 298, 300,	
373.	
&c., present at meeting of the Council in Boston 1 Nov. 1677 . .	104
dep ^a . sworn before,	139
Esq ^r ., ag ^t . Wade	225
Nathaniel, & wife ag ^t . Savage &c.	329
Samuel, (Jury for attaints)	180, 267
(1 st . Jury for trials &c.)	181
(Jury of trials)	242
(Grand Jury)	336
Mr., appointed marshal general	342
GOOSE	
Isaac (Jury of attaints)	244
(1 st . Jury for trials &c.)	245
John, late master of bark Hope, libel &c. ag ^t . Campbell . . .	148
of Campbell ag ^t .,	148
GORDON or GOURDON	
Abra., Trott ag ^t .,	165
James, agent &c., (complaint &c. ag ^t . Newton &c.)	41
GORE	
John, (2 ^d . Jury of trials &c.)	141
(Jury)	231
Samuel, (1 st . Jury of trials &c.)	25
(2 ^d . " " " ")	224
(Jury of attaints &c.)	288
(Grand Jury)	336
GOSPEL ment^d. (case of Joseph Gatchell)	253
Goss	
Hannah, wife of Phillip, her marriage at Jamaica to John Morrey	
ment ^d . (order on pet. of Goss)	326
Phillip, mariner, pet. for divorce	326
GOTT, CHARLES , clerk, certificate presented by order of the militia of Wenham .	104
GOULDING or GOLDING	
Peter, ag ^t . exec ^r . of Russell	98
& wife Sarah ag ^t . Smith	193
ag ^t . Midgley	204
Sarah, & husband Peter ag ^t . Smith	193
GOURDON. (See GORDON.)	
GOVE or GOVES	
Edward, Pike ag ^t .,	6
assignee, ag ^t . Foulser	8

	PAGE
GOVE or GOVES, continued.	
Edward, agt. Pike	16
Griffyn agt.,	98, 99
agt. Bennet	107
(order on bill of charges of Torrey)	251
John, (1 st Jury for trials &c.)	17
(Jury)	210
(Jury for appeals)	233
(Jury for attaints)	233
&c., Holman &c. agt.,	289
GOVERNOR	
present at Court, 11, 41, 43, 58, 62, 63, 64, 70, 76, 77, 169, 211, 240, 297, 299,	300
sentence by, (case of Benj ^d . Goad)	11
admonishment by, (case of George Cole &c.)	12
&c., order as to constables of Kennebec &c.	12
declaration by, (case of Benj. Goad)	14
&c., declaration &c. by, ment ^d . in margin	16
approval of, (complaint of Isaac Griffyn)	19
declaration by, (case of Tom Indian)	22
& Council, meeting of, in Boston 4 Sept. 1674	23
sentence by, (case of Robert Driver)	30
& Magistrates in Boston, special Court of Assistants called by,	32
sentence by, (case of Nicholas Faevor)	32
Court of Assistants &c. called by,	34
sentence by, (case of Peter Rodriego)	35
& Council, Court of Assistants &c. called by,	55
to be the umpire (Woodbridge agt. Gerrish)	67
sentence by, (case of Daniel Goble)	72
ment ^d . (Woodbridge agt. Williams)	83
& Magistrates, case referred to, (case of Wm. Pope)	104
warrant &c. from, (case of ship Speedwell &c.)	107
& Magistrates, order by, (Nurse agt. Endecot)	120
& Council ment ^d . (Lemoigne agt. White &c.)	130
&c. ment ^d . (case of Ellinor May)	138
& Council ment ^d . (case of Peeter Lorphelin)	146
order of, ment ^d . (libel agt. Gretian &c.)	150
&c., declaration by, on complaint of Walters	169
&c., confession before, (case of Geo. Russell)	169
order from, for summoning the Court &c., (order for ten pounds caution money &c.)	171
& Magistrates in a Court of Assistants ment ^d . (order on pet. of Geo. Hutchinson)	175
sentence by, (case of Maria, negro)	198
(case of Jack, negro)	199
(case of Wm. Cheny)	199
&c., license granted by, to Wm. Kent	208
&c. ment ^d . (choice of guardians by Chickatabut)	208

	PAGE
GOVERNOR, <i>continued.</i>	
&c., Randolph, Collr., in behalf of, (libel &c.)	209
Court of Assistants &c. called by,	213
& Magistrates, votes by,	220
ment ^d . (answer to pet. of Redding)	223
&c. ment ^d . (complaint ag ^t . Lynch)	240
Court of Assistants called by,	241
&c., order by, (case of Wm. Johnson)	242
ment ^d . (order on est. of Mr. Wade)	250
&c., special Court of Assistants called by,	251
ment ^d . (libel ag ^t . Andreason &c.)	263
&c., Court of Assistants held by, 1 Sept. 1685	273
sentence by, (case of James Morgan)	295
Court of Assistants adjourned by,	296
sentence by, (case of Joseph Indian)	296
&c. assembled in County Court at Boston (case of Shrimpton)	297
& Company &c. ment ^d . (case of Shrimpton)	297, 299
&c. of Mass. Bay, commission by, (libel ag ^t . bark Speedwell)	352
GOVES. (<i>See</i> GOVE.)	
GRAFTON	
John, libel &c. ag ^t . Shice	55
appearance of, (libel &c. ag ^t . Shice)	58
GRAHAM, JOHN, (case of Wm. Johnson)	242
GRAND JURY	
List of, 1, 16, 24, 25, 32, 35, 43, 44, 53, 56, 59, 65, 78, 94, 107, 108, 119, 120, 133, 134, 139, 140, 151, 179, 180, 190, 202, 214, 229, 230, 232, 242- 244, 251, 252, 255, 266, 273, 287, 288, 298, 301, 302, 305, 336, 345, 361	
Mentioned, impanelled, &c., 10, 14, 15, 29-32, 35, 36, 50-52, 85-87, 102, 114, 115, 125, 126, 158, 161, 198, 201, 202, 223, 228, 229, 233, 234, 242, 251-253, 271, 272, 281, 283, 284, 313, 315-319	
Presentments &c., 21, 33, 43, 117, 119, 145, 214, 273, 287, 299, 303-307, 309- 311, 313, 314, 336, 357-359	
GRANT	
Christopher, Sen ^r ., case of his servant Cardin Drabston,	125
Jun ^r ., of Watertown, case of, (fornication)	125
Edward, (Grand Jury)	59, 94
Peter, (libel ag ^t . Rodriego &c.)	34
&c., case of, (piracy)	36
Scotchman, case of, (piratically seizing vessels &c.)	37
&c., order for execution of,	39
GRAVES	
Marke, ag ^t . Farrington	222
Natha., Mr., (1 st . Jury of trials &c.)	95
GRAVESNER. (<i>See</i> GROSVENOR.)	
GREATIAN. (<i>See</i> GRETIAN.)	

	PAGE
GREELY	
Phillip, his assignee agt. Foulcr	8
agt. Young	81
agt. Woodbridge	165
GREEN OR	
GREENE }	
—, wharf of, at Charlestown (libel agt. Turell)	174
Bartholomew, (2d. Jury of trials)	346
Jacob, Junr., (1st. Jury of trials)	140
James, (2d. Jury for trials &c.)	79
by atty., agt. Baker	162
(Grand Jury)	345
John, (Jury of trials &c.)	32, 56
(Grand Jury)	59
marshal general, mentd. 299, 304, 306, 309-311, 320, 322, 378, 381,	
387-392	
Joseph, case of,	292-3
Nathaniel, (Jury)	160
(Grand Jury)	273
Samuel, (Jury for attaints)	266
atty., agt. Fox	368
William, agt. David &c.	109
(Jury of attaints &c.)	288
(1st. Jury of trials &c.)	289
Capt., Lampson agt.,	329
GREENEOWAY, GEORGE, Harris agt.,	46
GREENLEAF, ENOCK, agt. Gilbert	48
GREENOUGH OR	
GREENOW }	
Samuell, &c., appraisers, (Elliot &c. agt. ketch Friendship) (execn.)	392
William, (Grand Jury)	202
Capt., (Jury of trials)	322
GREENWOOD	
Isaac, &c., owners &c., Black agt.,	324
Nathaniel, &c. agt. How	183
agt. Sears	219
appraisers, (libel &c. agt. Ship Dove &c.) (execn.)	373
(libel &c. agt. Long) (execn.)	375
(libel &c. agt. Checkly & wife) (execn.)	385-G
Tho., (2d. Jury for trials &c.)	121
GRETIAN }	
GRETIAN } OF GREATHAN.	
— case of, mentd. in margin	233
Thomas, Mr., master of pink Expectation, &c., (libel &c.)	149, 150, 177-8
Torrey agt.,	180, 193, 226, 246
Sweatie agt.,	182
agt. Sweathy	182, 190

	PAGE
GRETIAN, etc., continued.	
Thomas, principal on bond of attaint (Sweatie agt. Gretian)	182
(Gretian agt. Sweathy &c)	182-3
agt. Staynor	183, 191
Staynor agt.,	206
his surety agt. Webb, marshal,	207
principal on bond of attaint (Torrey agt. Gretian)	226
by atty., agt. Torrey	232
mariner &c. of pink Expectation (libel &c.) (exec ⁿ .)	378-9
GREY	
Robert, overseers &c. of his children agt. Manning (exec ⁿ .)	376
Manning agt., "	376
GRIDLEY	
——, widow, Bennet agt.,	69
Elisabeth, widow, " "	82
Joseph, Davis agt.,	239
(order as to Edw ^d . Crocket)	243
GRIFFIN (Dutch prize) ment^d. (Lemoigne agt. White &c.)	129
GRIFFIN or	
GRIFFYN }	
John, agt. Gove	98-9
agt. Knight	267
Rice, of Boston, laborer, (case of Bridget Denmarke)	358
Richard, of Boston, gun smith, case of, (murder &c.)	314, 315, 320
GRIGGS or	
GRIGS }	
Joseph, (Jury for trial of attaint)	134
(2 ^d . Jury of trials &c.)	135
(1 st . " " " ")	203
(Jury of trials)	302, 306, 308
William, (1 st . Jury for appeals &c.)	108
agt. Chocke	140
(Jury of attaints)	244
(2 ^d . Jury of trials &c.)	245
(Jury of trials)	302, 311, 319
(Special Jury)	363
Checkley agt.,	369, 370
GRIMES	
George, &c., case of, (coining of base money)	22
bond by,	22
GROSS, SYMON, (Jury of attaints &c.)	288
GROSVENOR or GRAVESNER	
John, (Jury for attaints)	267
(Petit Jury)	323
GROTON (Town of)	
Zeckariah Crispe of,	51
ment ^d . (case of Old Jethro, Indian,)	54
GROVER, JOTHAM, of Boston, brasier, agt. Bulkley	303

	PAGE
GUILE, SAMUEL, of Haverhill, case of, (rape)	50
GUNNOP. (<i>See</i> GINNOP.)	
GYFFORD. (<i>See</i> GIFFORD.)	
 HABERFEILD, WM., of Bristol, (libel &c. agt. Allin)	105-6
HADDOCK (or SHADDOCK), WM., Inglesby agt.,	291
HADLY (TOWN of), Wm. Webster of,	229, 233
HAGAR, WM., (1 st Jury for trials &c.)	203
HALE, MARY, of Boston, widow, case of, (witchcraft)	188-9
HALF WAY ROCK in Mass. Bay ment ^d	305, 307, 309, 310, 312, 318, 315, 317
HALGEN, JACOB, &c., mariners of pink Endeavor (libel &c.)	117, 118
HALL	
——, Leift., &c., comm ⁿ ., (order for dower to widow of Hill)	147
Elizabeth, & husband Richard agt. Weld	163
Richard (Jury of trials &c.)	33
(Grand Jury)	53, 65, 242, 266, 298
(libel &c. agt. ship Nevis factor)	76
& wife Elizabeth agt. Weld	163
(Jury of attaints)	255
(2 ^d Jury for appeals)	256
William, who married Sarah Fowler of Boston, wine retailer, agt.	
Backway	350
 HALSEY	
James, Wing agt.,	206
(2 ^d Jury for trials &c.)	121
 HAMLIN	
Esther (widow &c. of Tho ^s . Platts) and husband Thomas, Brentnal agt.,	326
Thomas, and wife Esther, Brentnal agt.,	326
 HAMOND	
——, Capt., &c., answer to pet. of,	62
Elisabeth, Phipps agt.,	113
John, Dix agt.,	108
(Jury for attaints)	233, 256
(Jury for trials &c.)	233
(2 ^d Jury for appeals)	256
Lawrence, Capt., & wife Margaret, Bellingham agt.,	157
Margaret, execx., & husband Lawrence, “ “	157
Thomas, (Jury of trials)	345
(Jury)	360
HAMPSHIRE, COUNTY OF, Northampton in	33
HAMPSHIRE COUNTY COURT. (<i>See</i> COUNTY COURT HAMPSHIRE.)	
HAMPTON (TOWN of)	
County Court at, (Martyn &c. agt. Winsly &c.)	5
(Pike agt. Gove)	6
(Roby &c. agt. Evins)	6
(Winsly agt. Martyn)	6
(Roby &c. agt. Colcord)	7
(Hampton agt. Tilton)	7

	PAGE
HAMPTON (Town of), continued.	
by atty. agt. Tilton	7
County Court at, (Gove, assignee, agt. Foulser)	8
(Batt agt. Severans)	9
Wm. Bacon &c. agt.,	19
by atty., agt. Huggens	43
County Court at, (Gilman agt. Foulsham)	68
(Sexton agt. Winslow)	68
& Salisbury Courts, appointment of Hawthorn to keep,	127
County Court at, (Clarke agt. Allin)	135
(Boulter &c. agt. Wilson)	136
(Roby &c. agt. Evans)	136
HANCKOCK or } HANCOCK	
Nathaniel, (Jury for trials &c.)	228
&c., Holman &c. agt.,	289
HANNAH (Negro) case of,	151-2
HARBOR	
of Boston ment ^d . (case of ship Speedwell &c.)	107
privateer in, (case of Lorphelin)	146
brigantine Samuel in,	358
of St. Mallo ment ^d . (libel &c. agt. ship William)	333
HARDING	
Joseph, two hogsheads of Irish yarn in hands of, (libel &c.)	177
Ruth, house of, (case of Pomery)	242
HARE	
David, case of his wife Mary,	126
Josiah, commander of ship John & Mary, (libel &c. agt. Smith)	41
Mary, wife of David Hare, case of, (adultery & infanticide)	126
HARRIS	
John, Batt agt.,	20, 28
(1 st . Jury for trials &c.)	70
Richard, agt. Batt	94
(Jury)	160
(Jury for attaints)	180
Parris agt.,	250
Mr., of Braintree, &c., sureties on bond of attaint, (Homes agt. Cheeckley)	282
of Boston, Stanbury agt.,	367
Thomas, agt. Greeneoway	46
butcher, agt. Long	193
William, (2 ^d . Jury for trials &c.)	45
(Jury for trials &c.)	53
Turner agt.,	83
Mr., of Boston, (Cary &c. agt. ketch Eliz th . & Margaret)	106
(1 st . Jury of trial &c.)	161
by atty., agt. Stoakes	196
master, (libel &c. agt. ship Richard)	335

	PAGE
HARRISON	
——, Mr., &c., sureties on bond of attainr, (Rauson agt. Gilbert)	245
John, Senr., Wooddy agt.,	60
(Grand Jury)	108, 133
(Grand Jury)	243
William, agt. Platts	237, 238, 245, 254-5
found guilty of breach of the peace	292
HARWOOD	
John, Mr., his assignee &c., Usher agt.,	237
exec ^m . of Usher agt.,	237
Senr., agt. Burton	257
Nathaniel, assignee &c., exec ^m . of Usher agt.,	237
Rachel, & husband Thomas, Bigg agt.,	339, 340
Tay agt.,	369
Thomas, agt. Toy	257
(Grand Jury)	302, 305, 361
& wife Rachel, Bigg agt.,	339, 340
Tay agt.,	369
HASTING or }	
HASTINGS }	
John, (2 ^d . Jury of trials)	346
Samuel, (Jury of trials)	302, 306, 308
Thomas, (Jury of trials)	85
(Grand Jury)	35, 56, 65
Mr., (Grand Jury)	108
Walter, (Grand Jury)	65
HATHORN }	
HATHORNE }	
——, Major, (Lattimore agt. James &c.)	20
——, " &c. fined	52
——, Mr., present at Court 13 Sept. 1876	70
——, Capt., certificate & payment for service under,	104
——, Major, &c., declaration by, (Putman, &c. pl ^t .)	123
——, " appointed to keep Hampton & Salisbury Courts &c.	127
——, " fine remitted ment ^d . in margin	147
John, Gifford agt.,	28, 48, 49
Esq ^r ., present at Court,	251, 255, 273, 287, 296, 305, 320, 326, 345, 359
Nathaniel, & his mother Sarah agt. Roades	215
Sarah, widow, & son Nathaniel " "	215
William, Esq ^r . or Major,	
present at Court, 1, 16, 23, 24, 33-35, 43, 52, 65, 76, 77, 91, 92, 94,	107, 117, 119, 128, 130-132, 139, 373
&c., fined	90
HAUFORD, SAMUEL, trustees &c. of Emery agt.,	122
HAUGH	
Anna, agt. Hill	287
Hannah, widow, agt. Willis	223
Mrs., agt. Hill	283

	PAGE
HAUGHTON. (<i>See</i> HOUGHTON.)	
HAUKES. (<i>See</i> HAWKES.)	
HAUKINS. (<i>See</i> HAWKINS.)	
HAUTHORN } (<i>See</i> HATHORN.)	
HAUTHORNE }	
HAVERHILL (Town of)	
Samuel Guile of,	50
Robert Swann agt.,	156
Senr. of,	327
Michael Emmerson of,	357
HAWARD. (<i>See</i> HAYWARD.)	
HAWES	
Obadiah, (2 ^d . Jury for trials &c.)	18, 185, 224
(Jury of trials)	57
(Jury for trial of attain)	184
HAWKES or HAWKES	
John, principal on bond of attain (Apelton &c. agt. Hawkes &c.)	236
Senr., &c., Apelton &c. agt.,	236-7
&c. agt. Apleton &c.	243
Moses, &c., Apelton &c. agt.,	236-7
HAWKINS or HAWKINS	
James, mariner, (libel &c. agt. ship Nevis factor)	76
of Boston, bricklayer, Walker agt.,	347
Mary, case of, second punishment remitted	81
Thomas, Sheaffe agt.,	68
of Boston, mariner, case of, (piracy)	305, 306, 320, 322
ment ^d . (case of Wm. Neffe)	321
HAWTHORN } (<i>See</i> HATHORN.)	
HAWTHORN }	
HAWTHORNE }	
HAWTO (or OTTO), PEETER, Capt., &c., atty ^s ., agt. White &c.	129
HAYWARD } or HAWARD, HOWARD, HEYWARD, HEYWOOD	
HAYWORD }	
Anthony, (1 st . Jury for trials &c.)	59
Mr., &c. chosen constables for Boston & oath	80
(Jury)	150, 171
his exec ^m . agt. Eyres	324
John, (Jury for trial of attain)	2
(2 ^d . Jury for trials &c.)	3
of Concord, &c. sureties, bond by, (case of Benj. Symons)	73
atty., estate of Johnson agt.,	95
Roberts agt.,	269
Pearce agt.,	279
of Roxbury, merch ^t ., agt. Bulkley	352
(Special Jury)	363
Nicholas, quartermaster of ship Resolution, &c., Poole agt.,	211
Aires agt.,	211, 212
Johnson agt.,	212
Knaps agt.,	212, 213

	PAGE
HAYWORD, etc., continued.	
Robert, (2 ^d . Jury of trials &c.)	141
(Jury of trials &c.)	228
(Special Jury)	363
HEARSEY or HERSE	
John, &c., ag ^t . County Court judgment as to will of Richards	291
Wm., (Grand Jury)	108
HEATH	
Josiah, White ag ^t	142
Peleg, &c., mariners, case of, (piracy)	319, 320
Thomas, Knight ag ^t	113
HECTOR (Negro) ment^d. (libel &c. ag^t. Checkly & wife) (execⁿ.)	384
HEINSHAW. (See HENSHAW.)	
HELGERSON, INGERMAN, Wilkins ag^t.	215
HELLIER. (See HILLER.)	
HEMAN	
Nathaniel, ag ^t . Chapen	260
Sam., (Grand Jury)	242
HEMLOCK	
Samuel, of Boston, mariner, Mountjoy ag ^t	325
ag ^t . Mountjoy	341
HENCHMAN or HINCHMAN	
Daniel, Capt., (Grand Jury)	139
&c., guardians, plaintiffs, (est. of children of Hitt)	153
Jn ^o . Newby ag ^t	226
HENDERSON or HINDERSON	
Jn ^o . house of, in Salem (case of John Dounton)	272
Wm., Waldron ag ^t	119
Tare ag ^t	206
HENDRICK	
Abraham, (cancelled), White ag ^t	142
Jonathan, (Jotham?), ag ^t . Davis	278
Jotham, White ag ^t	142
ag ^t . Davis	278
HENNEWAY or	
HENNOWAY }	
John, (1 st . Jury for trials &c.)	44
(2 ^d . Jury for appeals &c.)	108
(Jury of trials)	362
HENSHAW or HEINSHAW	
Daniel, ag ^t . Voss	185
Voss ag ^t	187
HERBERT, JOHN, ag^t. Clarke & Co.	80
HERRINGTON	
Daniel, (Jury for appeals)	233
(Jury for attaints)	233
Robert, (2 ^d . Jury for trials &c.)	3, 153
(1 st . " " " ")	44, 78

	PAGE
HERRINGTON, <i>continued</i> .	
Robert, (Grand Jury)	180, 266
Samuel, (2 ^d . Jury of trials &c.)	346
HERRON (ship), mariners of, (libel &c.)	159
HERSE. (<i>See</i> HEARSY.)	
HESKETT. (<i>See</i> HISKETT.)	
HEWEN	
HEWENS	
HEWIN	
HEWINS	
} or HUINGS	
Jacob, (Jury for trial of attain)	3, 184
(1 st Jury for trials &c.)	3
(2 ^d . Jury for trials &c.)	96, 135
Sen ^t ., (Grand Jury)	214
(Grand Jury)	244
HEYDEN, EBENEZAR, Miles ag ^t .,	6
HEYMAN	
John, &c., Bonner ag ^t .,	1
(Jury of trials &c.)	83
(Grand Jury)	44, 78, 180
Nathan, (Jury)	150
costs granted him ag ^t . Moore	188
HEYNES	
Jonathan, ag ^t . Toppan	66
Robert, Lee ag ^t .,	194
Sanctillo (or Samvillo), of Island of St. Christophers, est. of, ment ^d . (libel ag ^t . Keech &c.) 300-1	
HEYWARD	
HEYWOOD	
} (<i>See</i> HAYWARD.)	
HICKS. (<i>See</i> HIX.)	
HIDE, JOB, (1 st Jury for trials &c.)	95
HILL	
Abraham, Haugh ag ^t .,	283, 287
(Jury of trials)	345
(Jury)	360
Isaac, (Jury for attain)	181
(2 ^d . Jury for trials &c.)	181
James, (Grand Jury)	232, 266, 298
Joseph, Mr., ment ^d . (order for dower to widow of Hill)	147
Thomas, ag ^t . Obbinson	151, 161, 180
Lamb ag ^t .,	187
Valentine, Mr., widow of, order for dower	147
HILLER or HELLIER	
Joseph, ag ^t . Burrowes	281
bond of, chancieried	287
HILLS, JOSEPH, &c., Dumer ag ^t .,	44
HILTON, WM., Mr., (1 st . Jury of trials &c.)	25
HINCHMAN. (<i>See</i> HENCHMAN.)	

	PAGE
HINDERSON. (<i>See</i> HENDERSON.)	
HISKETT or HESKETT	
Daniel, Coxe agt.,	291
George, of Boston, mariner, Smith agt.,	339
Steven, Patteshall agt.,	292
HITCHINS, DANIEL, agt. Browne	276
HITT, ANNE, children of, as to est. of,	153
HIX or HICKS	
Francis, &c., mariners &c. of ship Michael, agt. Loyd &c.	150-1
Richard, " " " " " " " "	150-1
Samuel, (Jury for trials &c.)	228
(Jury for attaints)	255
(1 st . Jury for appeal)	257
(Petit Jury)	323
Zachariah (Jury of trials &c.)	32, 228, 252
HOAR or } HOARE	
Daniel, &c., objections agt. Remington as jurymen	71
of Concord, case of, (murder of Indians)	72
his atty. &c. agt. Kilcup	219
John, assignee, agt. exec ^r . &c. of Cook	164
agt. Cooke, exec ^r , &c.	166
Mr., atty. &c., agt. Kilcup	219
Wm., (1 st . Jury for trials &c.)	203
HOBBEY. (<i>See</i> HOBBY.)	
HOBBS, J ^r o., Rouland agt.,	27
HOBBY or HOBBEY	
William, (Jury for trial of attaint)	134
(2 ^d . Jury for trials &c.)	135, 362
HODGES, HUMPHRY, (Jury of trials &c.)	32
HODSDAL or } HODSDALE } HODSDALL }	
Charles, pilot of ship Nevis factor, (libel &c.)	63-4
HOFFE, SAM., (1 st Jury for trials &c.)	78
HOLBROOK or } HOLBROOKE } HOLDBROOKE }	
Experience, servant, (case of Wm. Cheny)	199
John, (Jury)	37
(2 ^d . Jury for trials &c.)	45
Capt., (Grand Jury)	273
(Petit Jury)	323
Sam., (Jury of attaints &c.)	288
(1 st . Jury for appeals &c.)	289
HOLDING, JUSTINIAN, (Grand Jury)	17
HOLIOKE. (<i>See</i> HOLYOKE.)	

	PAGE
HOLMES or HOMES, <i>continued</i>.	
Joseph, &c., Checkley agt.,	287
Junr., agt. Olliver	290
of Boston, Sheffield agt., (execn.)	386-388
Mr., &c., appraisers, (Hundlocke agt. Baker &c.) (execn.)	390-1
Nathaniel (2 ^d Jury for trials &c.)	45
(1 st Jury for appeals &c.)	108
Samuel, agt. Dudson	204
Thomas, agt. Clarke	152
HOLLOWELL. (<i>See</i> HOLLOWELL.)	
HOLT, ROBERT, Mr., Saffyn agt.,	187
HOLTON	
Mary, pet. for divorce by her husband Samuel	197
Samuel, of North Hampton, pet. for divorce	197
HOLYOKE or HOLIOKE, HOLLOCK, HOLLIOM	
——, Mr., foreman, (Cooke execn., &c. agt. Olliver)	179
Elizur, Mr., (2 ^d Jury of trials &c.)	161
Thwing &c. agt.,	248
foreman, (Jury of trials) 302, 306, 308, 310, 312, 314, 316, 319	
Mr., foreman, (case of Hannah Hutchinson &c.)	304
foreman, (case of Thomas Hawkins &c.)	306-7
(2 ^d Jury of trials)	337
HOME, JOSEF, &c., bond by, (Harrison agt. Platts)	245
HOMES. (<i>See</i> HOLMES.)	
HOOKE, WM., Mr., agt. Pike	154
HOOPEE, BARTHOLMEW, carpenter of ship Nevis factor, (libel &c.)	63-4
HOPE (bark or ship)	
owner of, libel &c. agt. Goose	148
master &c. of, libel &c. agt. Campbell	148
of Boston, master of, libel of Randolph, Collr., agt.,	210
ment ^d . (bond by Shrimpton &c.)	211
HOPEWELL (ketch or pink)	
master of, libel agt. Starr &c.	23
ment ^d . (libel agt. Haughton)	39
(libel agt. Measure)	42
formerly the Nightingall (libel &c. agt. Shice)	56
owner of, libel &c. agt. Skinner	92
HOPKINS	
Bartholmew, master of ship Lixborn Merchant, (libel &c.)	92-3
(case of Kirby)	93
Charles, of Boston, assault &c. (case of Rich ^d Lillie)	358-9
Margaret, widow of Charles Hopkins, (case of Rich ^d Lillie)	359
HORSELY, ELIZABETH, of Rowley, (case of Henry Toltwood)	336
HOUGHTON or HAUGHTON	
John, of Boston, mariner, case of, (stealing Indians)	86-7
answer to pet. of,	87
Ralph, (Grand Jury)	65, 120
Robert, of Boston, mariner &c. of ketch Hopewell, (libel &c.)	39, 42

	PAGE
HOUNSELL, HANNAH, judgment as to maintenance of her child (case of Thomas Saffin)	249
HOVEY	
Daniel, &c., admrs., Bishop agt.,	248
Senr., of Ipswich, agt. Perkins	363
HOW	
Abraham, (Jury of trials &c.)	82
(Jury for attainments)	181
(1st Jury for trials &c.)	181
Isaac, (Jury of trials)	337
Israell, (1st Jury for trials &c.)	17
John, Collecot, &c. agt.,	183
Joseph, (Grand Jury)	59, 108, 280, 266
HOWARD. (See HAYWARD.)	
HUBBARD	
Caleb, (Grand Jury)	273
James, (2d. Jury of trials &c.)	141
(Grand Jury)	361
John, Mr., (1st. Jury of trials)	65, 152
(case of Wm. Waldron &c).	88, 91
assignee of Glover agt.,	94
merchant, &c., Hunlorck agt.,	292, 294
Joshua, Junr., surety on bond of attaint, (Joy &c. agt. Leveret)	186
HUDSON	
Francis, (Grand Jury)	138
James, Ruggles agt.,	65
William, Smith agt.,	44
Capt., agt. Leveret	48
agt. Messenger	84
Capt., agt. Ruming	101
HUDSONS LANE (or Wing Lane) in Boston	389, 390
HUGGENS, Jn ^o ., Town of Hampton agt.,	43
HUGHES, ———, Dr. &c., interpreters, (libel agt. Andreason &c.)	264
HUGHSON. (See HUSON.)	
HUINGS. (See HEWINS.)	
HULING, JOHN, master of ship Maydenhead, &c. (libel &c.)	176
HULL	
John, Treasurer &c., (case of Jn ^o . Earthy)	88
Capt., agt. Wincoll	122
Mr., Treasurer &c., order to pay Hawthorne	127
Esq ^r ., present at Court, 149, 150, 151, 159-161, 169, 170, 172, 173, 176, 178, 179, 190, 202, 208, 211, 213, 214, 223, 228-230, 231, 232	
HUMFREY OR } HUMPHREY } HUMPHREYS }	
Hopestill, (Jury of trials)	302, 311, 319
Thomas, appointed constable at Kennebec	12

	PAGE
HUNDLOCK } or HUNLOCKE, HUNLORCK	
HUNLOCKE }	
Edward, Baker agt.,	278
by atty., agt. Hubbard &c.	292
Mr., his wife & atty. agt. Hubbard &c.	294
agt. Baker &c. (execn.)	389-391
Margaret, Mrs., atty., agt. Hubbard &c.	294
HUNKIN, REBECKAH, assignee of Cooke for, Sheaffe agt.,	45
HUNLOCKE }	
HUNLORCK } (See HUNDLOCK.)	
HUNT	
Jabez, mariner &c. of ship Anne (libel &c.)	93-4
John, &c., testimony of, mentd. (case of Mrs. Hope Ambrose)	127
HUNTING, SAMUEL, of Charlestown, case of, (manslaughter)	114
HURD	
Jacob, (Jury for trials of attain)	191
(1st Jury for trials &c.)	192, 224
John, Perry agt.,	215, 216
HURTLEBERRY HILL, Indians murdered at, (case of Wilder)	71-2
HUSBAND & WIFE	
special verdict as to legacy (Chapman agt. Barry)	205
(case of Dorcas & Hugh March)	127
HUSON (or HUGHSON), THOMAS, surety for Roope agt.,	112
HUSSEY, STEVEN, (case of George Cole &c.)	12
HUTCHINSON	
——, Capt., answer to pet. of,	32
Edward, Capt., Sands agt.,	17
Eliakim, agt. Payne	28
Scottow agt.,	186
(Grand Jury)	230, 255
Elisha, Left. (1st. Jury for trials &c.)	44
&c., owners of ship Salamander, Woodman agt.,	61
(Grand Jury)	119
Capt. &c., chosen comm ^{rs} . for Boston, approved by the Court, and oath, 168, 199, 214	
Esq ^r .; present at Court, 255, 266, 273, 287, 297, 298, 300, 302, 305, 320-322, 327, 336, 345, 359	
Dyre agt.,	261
&c. agt. Fyfield &c.	325
George, Mr., by atty., (libel of Randolph)	168-9
order on pet. of,	175
libel &c. of Randolph, Coll ^r ., agt.,	209
Hannah, wife of Sam ^l . Hutchinson, case of, (abetting &c. the murder of Hannah Stone)	304
Samuel, of Andover, case of his wife Hannah	304
HYDES, JONATHAN, (2d. Jury for trials &c.)	153
HYLLIARD, EDWARD, &c., seizing vessels &c. of, (case of Andreson)	36

	PAGE
IMPRESSING (certificate & order for payment for service under Capt. Hathorn)	104
IMPRESSMENT, special verdict as to, (Griffyn agt. Gove)	99
IMPRISONMENT. (See PUNISHMENT.)	
INCENDIARISM.	
INCESTUOUS PRACTICES. } (See CRIMES.)	
INDIAN }	
INDIANS }	
Tom, case of, (rape)	21
from Marlborough, &c., Grand Jury summoned for trial of,	52
James (alias Acompanut), case of, (murder)	53
John, of Marlborough, case of, (murder)	53
Joseph Spoonhaut, case of, (murder)	53
Little Jn ^o ., case of, (murder)	53
Mampaus nackosut, case of, (murder)	53
Reup, of Marlborough, case of, "	53
at Lancaster (case of John Indian)	53
David &c., order as to, .	54
James Nanapatu, case of, (murder)	54
old Jethro, case of, (abusive speeches)	54
John (alias Anusquenut), case of, (murder)	54
(alias Mucksumquenut), case of, (murder)	54
Muckscumpey, case of, (murder)	54
Peter (alias Paguskmenut), case of, (murder)	54
Thomas (alias Mumucksuncasusucquater), case of, (murder)	54
killing of, (case of Geo. Robbins &c.)	57
persons ordered to march with the forces [agt. the Indians]	58
murder of, (case of Stephen Goble &c.)	71-2
Caleb &c., case of, (being open & murderous enemies)	76
Calumbine &c., case of, "	76
stealing and selling of, (case of Wm. Waldron &c.)	86-88, 91
war with, ment ^d . (case of Walter Gendall &c.)	102
ment ^d . (Elliot agt. Dauson)	156
Jn ^o . Ahattawants, murder of, (case of Jn ^o . Dyar)	188
Jn ^o . Neponet, trial of, ment ^d .	214
Indian boy in controversy (Epps agt. Bennet)	259
Joseph, of Martins Vineyard, case of, (murder)	295-6
found guilty of cruelty to his wife	296
jury one half English and one half Indian (case of Jos. Indian).	296
Joseph Pittymee sworn as interpreter	296
Indian trade ment ^d . (libel &c. agt. ship St. John frigott)	353
powder &c. sold to, (case of Josiah Littlefield &c.)	356-7
INFANTICIDE. (See CRIMES.)	
INFERIOR COURT ment ^d . (Butler agt. Checkley)	206
INGLESBY or ENGLESEE	
Nicholas, (Jury for attaints)	267
by atty., agt. Shaddock	291
INGOLLS, SAMUEL, agt. Bishop	262-3

	PAGE
INGRAM	
William, (Jury of trials &c.)	32
(Grand Jury)	53
INTERPRETER (Indian), Joseph Pittymee sworn as,	296
IPSWICH (Town of)	
County Court at, 8, 9, 20, 21, 26-29, 45, 48, 49, 59, 60, 66, 80, 82, 97, 108, 110, 111, 124, 125, 134, 136, 138, 139, 156, 162, 163, 165, 180, 183, 184, 187, 194, 195, 205, 207, 214, 220, 221, 238, 239, 240, 247, 256, 269, 273, 274, 276, 278, 281, 331, 341, 347, 348, 363, 364, 367. (<i>See also</i> County Court Essex.)	
Court ment ^d . (Knight ag ^t . Leach &c.)	134
(case of Elis th . Maning)	240
costs at, (March ag ^t . Carr)	367
Robert Lord, marshal of,	155
ment ^d . (Ingolls ag ^t . Bishop)	263
Mr. Jon ^s . Wade of,	265
John Newmarsh of,	331
Peter Berry, &c., of,	331
Chebacco of, John Burnam &c. of,	345
Thomas Dennis &c. of,	347
Capt. Stephen Cross of,	348
John Fairfield of,	348
Giles Seres of,	352
Daniel Hovey of,	363
Daniel Davison, Jun ^r ., of,	364
Edmond Potter of,	364
IRELAND	
Londonderry in,	41
sentence to return to, (case of Hugh Mulligan)	280
IRON WORKS, owners of, Gold &c. ag ^t .,	27
ISAAC OF }	
ISACK }	
Samuell, master &c. of ship George, &c. (libel &c.)	173-4
ISLAND OF JERSEY. (<i>See</i> JERSEY, ISLAND OF.)	
ISLAND OF NANTUCKET. (<i>See</i> NANTUCKET.)	
ISLAND OF ST. CHRISTOPHERS. (<i>See</i> ST. CHRISTOPHERS, ISLAND OF.)	
ISLE OF MAY ment ^d . (libel &c. ag ^t . Branson)	175
ISLE OF PERSY ment ^d . (libel &c. ag ^t . ship St. John Frigott)	353
IVES, MICHAEL, (Grand Jury)	94
JACK (Negro)	
servant to Faireweather, case of, (bestiality)	74
servant to Woolcot, case of, (arson)	198
JACKLIN	
Samuel, Mr., &c. chosen constables at Boston & oath	80
(Jury for Trials of attain)	191
Wm. Roby instead of, (1 st . Jury of trials &c.)	192

	PAGE
<i>JACKSON, continued.</i>	
Samuel, agt. Pemberton	268
agt. Parris	274
<i>JACKSON</i>	
Abraham, (Jury for attainrs)	181
(1 st . Jury of trials &c)	181
Edmund, [S], (Grand Jury)	1
Edward, (1 st . Jury for trials &c.)	203
John, (2 ^d . Jury for trials &c.)	121. 161, 224
(Jury of trials &c.)	252
Jonathan, &c., Randolph agt.,	160
<i>JACOB</i>	
Henry, gunner, pet. of, ment ^d . (Lemoigne agt. White &c.)	129
John, agt. Gale	223
Nathaniel, agt. Fellowes &c.	137
<i>JACOBSON, PETER, &c., by atty., agt. Winlow</i>	29
<i>JACQUIS, HENRY, &c. agt. Kent</i>	207
<i>JAMAICA</i>	
ment ^d . (Cary &c. agt. ketch Elisabeth & Margaret)	106
(case of Mrs. Hope Ambrose)	127
(Marston &c. agt. Hollaway &c.)	132
(case of Elizabeth Street)	227
(order on pet ^r . of Phillip Goss)	326
<i>JAMES (Indian)</i>	
(alias Acompanut), case of, (murder)	53
(Assanemeset), (Jury)	22
(Nanapatu), case of, (murder)	54
<i>JAMES</i>	
Erasmus, &c., (Marblehead Commons), Bartlet agt.,	20
Lattimore agt.,	20
<i>JAMES FRYGOT (ship), mariners &c. of, (libel &c.)</i>	128
<i>JAMES & HANNAH (bark), ment^d. (case of Wm. Johnson)</i>	242
<i>JAMET, JAQUES, &c., confession by, ment^d. (libel &c., agt. ship Marquis of Royan)</i>	355
<i>JARVIS, ZECHARIAH, Edwards agt.,</i>	381
<i>JEFFERYS or</i> }	
<i>JEFFRY</i>	
David, Mr., (Petit jury)	323
David, (Special jury)	363
<i>JEFFRYS (or JEOFFERTS) CREEK, John Knights of,</i>	252
<i>JEMPSON</i>	
John, (Indian), Sarah wife of, ment ^d . (case of Tom Indian)	22
Sarah, wife of John Jempson (Indian), ment ^d . (case of Tom Indian)	22
<i>JENKINS</i>	
Henry, Mr., answer to pet. of,	200, 201
Joell, agt. Waldron	78
ment ^d . (case of Mr. Isaac Waldron)	89

	PAGE
JENNER	
Thomas, (Grand Jury)	53, 94, 151, 298
(1 st . Jury of trials &c.)	140
Mr., (Jury)	176
(Jury for attaints)	181, 267
Mr., (2 ^d . Jury for trials &c.)	224
Capt., (Grand Jury)	243
JENNISON	
Samuel, (Jury)	210, 300
(Jury of trials)	299
JEOPPERTS CREEK. (See JEFFREYS CREEK.)	
JERSEY (ISLAND OF)	
ship Martha of,	230
John Blaine of,	292
Jacob Seale of,	383
JESSON	
Jacob, (2 ^d . Jury for trials &c.)	45
case of, (obstructing the jury)	55
Mr., agent &c., (libel &c.)	76
JETHRO, OLD, (Indian), case of, (abusive speeches)	54
JEWELL, NATHAN^{LL}, of Boston, mariner, Clay ag ^t .,	341
JEWETT	
Maximillian, &c., case referred to, (Hooke ag ^t . Pike)	154
Nehemiah, Shatswell ag ^t .,	205, 214
JOANES. (See JONES.)	
JOHN (Indian)	
of Marlborough, case of, (murder)	53
(alias Anusquenut), case of, (murder)	54
(alias Mucksumquenut), case of, (murder)	54
JOHN & BENJAMIN (ketch)	
mariners of, (libel &c.)	117
(exec ⁿ .)	373, 374
JOHN & MARY (ship) of London, mate &c. of, (libel &c.)	40
JOHNS ADVENTURE (ketch &c.)	
master of, Noyse ag ^t .,	106
Angier ag ^t .,	106
mariners of, ag ^t . Craty &c.	147
JOHNSON	
Abigail, (case of Darby Bryan)	114
of Boston, case of, (adultery)	115
Bethya, daughter of John Johnson, (case of Tho ^t . Waters)	158
Francis, (Grand Jury)	78, 202
Isaack, "	53
John, of Woburn (case of Tho ^t . Waters)	158
Sen ^r ., Mills ag ^t .,	258
Joseph, of Boston, butcher, (case of James Morgan)	294
Marmaduke, exec ^r . of his adm ^r . ag ^t . Comm ^r . of the United Colonies	95
Mathew, &c., for owners of ship Dove, ag ^t . Cannon	52

	PAGE
JOHNSON, continued.	
Mathew, atty., agt. Gardiner	100
Michael, &c., mariners of ship Herron, (libel &c.)	159, 160
Ruth, adm ^r ., her exec ^r . agt. Comm ^r . of the United Colonies,	95
Samuel, &c., atty ^r ., agt. Apleton	279
Thomas, &c., Davis agt ^r .,	195
Stoddard agt ^r .,	196
Townsend agt ^r .,	204, 205
adventurer in ship Resolution, agt. Phipps &c.	212
William, (Grand Jury)	32, 56, 59
case of, (piratically assaulting &c.)	241, 242
Esq ^r ., present at Court, 251, 255, 266, 278, 287, 296, 297, 298, 300, 302, 305, 320-322, 327, 336, 345	
Zachariah, (1 st . Jury for trials &c.)	70
(Petit Jury)	323
Zachary, (1 st . Jury of trials)	66
(2 ^d . " " ")	215
JOHNSTON, THOMAS, of Boston, mariner, case of, (piracy &c.)	309, 310, 320, 322
JOLLS, THOMAS, (Jury)	176
JONES or JOANES	
David, (1 st . Jury for trials &c.)	120
(2 ^d . " " " ")	215
(Jury of trials)	336
Dorothy, case of, (murder)	51
Isaac, (Grand Jury)	151, 230, 266, 302, 305, 336
John, Crispe agt ^r .,	18
mariner of ship Treble Crowne, (libel &c.)	119
Josiah (Jury for appeals)	233
(Jury for attaints)	233
Morgan, house of, (case of Maurice Bret &c.)	51
JOSEPH (Indian)	
of Martins Vineyard, case of, (murder)	295
found guilty of cruelty to his wife	296
Spoonhaut, case of, (murder)	53
Joy	
Ann, widow, Atkins agt ^r .,	21
Joseph, assignee, Wharton agt ^r .,	48
&c. agt. Leveret	185, 186
principal on bond of attaint (Joy &c., agt. Leveret)	186
&c. agt. Addams	191
Thomas, Woodmansey agt ^r .,	45
his assignee, Wharton agt ^r .,	48
(Woodmansey agt. Frost)	59
agt. Church	96
JOYLIFF or } JOYLIFFE }	
John, Mr., &c. chosen comm ^r . for Boston & oath &c.,	67, 96, 163, 199, 214, 357
John, surety on bond of attaint (Gifford agt. Read)	185

	PAGE
JUDGMENT, entry of, declared null &c. (Porter & Apleton)	159
(See also MAGISTRATES.)	
JUDSON	
Randall, (libel agt. Rodriego &c.)	34
&c., order for execution of, 1 July [1675]	39
Randolph, Englishman, case of, (piratically seizing vessels)	38
JURY	
of trials, or petit jury, for appeals &c. and for admiralty cases, list of, 3, 17, 18, 22, 25, 32, 33, 35, 36, 37, 44, 45, 53, 56, 57, 59, 60, 65, 66, 70, 71, 78, 79, 95, 96, 108, 120, 121, 135, 140, 141, 149, 150-152, 153, 160, 161, 170, 171, 176, 181, 182, 192, 193, 203, 210, 215, 223, 224, 228, 230, 231, 233, 242, 244, 245, 252, 256, 257, (266, 267?), 274, 275, 288, 289, 298, 299, 300, 302, 306, 308, 311, 319, 322, 323, 336, 337, 345, 346, 360, 362, 363	
attaint of, (See ATTAINT.)	
law as to damage &c. (Bonner agt. Heyman)	1
ment ^d . (case of Amy Wellen)	14
(case of John Winsland)	117
(case of Ellinor May)	138
(libel agt. pink Expectation)	149
(order as to charges)	170
(case of Robin (Negro) &c.)	304
(case of Richard Lillie)	359
obstructing of, (case of Jacob Jesson)	55
allowance to,	171
of trials of attaint, list of, 2, 3, 134, 180, 181, 191, 192, 203, 215, 232, 233, 244, 255, 256, 266, 267, 288, 289	
of inquest ment ^d . (inquisition on body of Bickford)	33
JURY (GRAND). (See GRAND JURY.)	
KATORE. (See KETORE.)	
KEECH or KEETCH	
John, of Boston (libel &c.)	105, 106
&c., sureties on bond of attaint, (Homes agt. Checkly), 282	
merchant, (libel &c.)	298, 300
(petit jury) in room of Tim ^o . Clarke	323
&c., sale to, (libel &c. agt. Long) (exec ^a .)	375, 376
KEENE or KEINE, KEYNE	
John, agt. Piper	9
Oxe agt.,	124
Wisewall agt.,	144
Dafforne agt.,	156
Mathews agt.,	181
Wm., &c., costs granted to,	87
KEETCH. (See KEECH.)	
KEINE. (See KEENE.)	
KEITH	
George, &c., motion of, for a Court of Admiralty	63
libel agt. Davis	64

	PAGE
KELLY, JOHN, prisoner debtor, sale of, (order on pet. of Sparrey) . . .	146
KELSEY, JOHN, &c., mariners of pink Endeavor, (libel &c.) . . .	117, 118
KELSO, WM., chirurgion of ship Ann & Hesther, (libel &c.) . . .	174, 177
KEMBLE. (See KIMBALL.)	
KEMP, ROBERT, carpenter of ship John & Mary, &c. (libel &c.) . . .	40
KENNEBEC, EASTWARD, &c., inhab ^{ts} . of, (appointment of constables) . .	11, 12
KENNY, THO., negro to Francis Wyman, case of	126-7
KENT	
John, master of brigantine Merrimack, (case of Pound &c.) . . .	308-318
Rich ^d ., Dole &c. ag ^t .,	207
William, order for Treasurer to pay to,	36
&c., atty ^s ., trustees &c. of Emery ag ^t .,	122
taverner, granted a license	208
KETLE. (See KETTLE.)	
KETORE (or KATORE), JACOB, &c., mariners of ship Apollow, ag ^t . Hollaway &c. 132-3	
KETTLE or KETLE, KITLE	
Joseph, (Jury for trials &c.)	228, 362
(Grand Jury)	287
Samuel, (Grand Jury)	255
(Jury for attaints &c.)	191, 289
(2 ^d . Jury for trials)	192, 337, 362
KEYNE. (See KEENE.)	
KEYS, SOLOMON, &c., sureties, bond by, (case of Crispe &c.)	57
KILCUP or }	
KILCUP }	
Roger, (Jury of trials)	362
Wm., assignee of Hoare ag ^t .,	219
KIMBALL or KEMBLE	
Benja., (certificate & order for payment for service under Capt. Hathorn)	104
Henry, (2 ^d . Jury for trials &c.)	25
his adm ^x . &c., owners of ship Salamander, Woodman ag ^t ., . . .	61
Mary, adm ^x ., &c., owners of ship Salamander, Woodman ag ^t ., . . .	61
Thomas, &c., Barnes ag ^t .,	120
KING	
Abigaille, cart driven over, (case of James Foord)	60
Daniel, &c., guardians, Blainy ag ^t .,	111
Elisabeth, exec ^x ., &c., Blainy ag ^t .,	111
Hezekiah, of Weymouth, bond by,	250
James, mariner of ship John & Mary, &c. (libel &c.)	40
Ralph, &c., guardians, Blainy ag ^t .,	111
Jun ^r ., of Lynn, murder of, (case of Jn ^o . Newhall &c.)	306-7
Samuel, his daughter Abigail ment ^d . (case of Foord)	60
Wm., case of, (blasphemy)	201
KINSLEY, ENOS, Mekins ag ^t .,	221
KIRBEE or }	
KIRBY }	
George, plaintiff, (appeal)	288

	PAGE
KIRBY, etc., <i>continued</i> .	
Wm., &c., seamen &c. of ship Lixhorn merchant, (libel &c.)	92-3
case of, (mutinous carriage)	93
KITTLE. (<i>See</i> KETTLE.)	
KITTERY (TOWN of), money due from, (order on complaint &c. of Foster)	104
KNAPS, THOMAS, adventurer in ship Resolution, agt. Phipps &c.	212, 213
KNELL, PHILLIP, (Jury)	149
KNIGHT or }	
KNIGHTS }	
Christopher, &c., mariners, case of, (piracy)	319, 320
Ezekel, Mr., who married widow of Valentine Hill, order for dower	147
John, (1 st . Jury for trials &c.)	44
&c., Dumer agt.,	44
atty., agt. Dummer	103
(Jury)	176
indictment as to,	202
(Jury for trials &c.)	228, 252
of Jeofferys Creek, (case of Phillip Darland &c.)	252-3
(Jury for attaints)	267
(Grand Jury)	345
Joseph, agt. Peacocke	135
Griffin agt.,	267
Mary, wife of John Knights (case of Phillip Darland)	252
case of, (satire)	252-3
prisoner, order on pet. of,	254
Phillip, agt. Cave	163
Richard, agt. Cutt	8
Mr., (2 ^d . Jury for trials &c.)	18
(Jury)	22, 37
adm ^r ., &c., Brattle agt.,	100-1
agt. Heath	113
&c., atty., trustees &c. of Emery agt.,	122
Robert, agt. Leach &c.	184, 194
Leach &c. agt.,	202
Samuel, Blood agt.,	279, 280
KNOWLTON, THOMAS, Fairefeld agt.,	181
LACY	
Thomas, agt. Melot	124
by atty., agt. Melott	124
in behalf of Oxe, agt. Keene	124
LAGOONS OF [TERMINOS?] in Bay of Campeachy ment ^d	132
LAKE	
Jn ^c ., (Jury of Inquest) inquisition on body of Beckford	34
Lancelott, of Boston, Somes agt.,	364
Mary, Mrs., widow exec ^x . &c., adm ^r . of Batt agt.,	269
Tho., (Grand Jury)	53
LAKIN, WM., (Grand Jury)	78

	PAGE
LAMB OR LAMBE }	
—, &c., houses of, in Roxbury, burning of, (case of Cheffaleer, negro)	197
Abiel, for his wife late widow of Buckminster, order on est.	103
&c., case of, as to,	158
ag ^t . Clarke	165
ag ^t . Hill	187
Clark ag ^t .,	345
&c. ag ^t . Winthrop, Treas ^r . &c.,	366
Caleb, (2 ^d . Jury for trials &c.)	121
Joshua, of Roxbury, case of his negro servant Maria, (Jury)	198 231
LAMBERT	
John, master, (case of Wm. Johnson)	242
constable, “	242
LAMOIGNE. (See LEMOIGNE.)	
LAMPSON, JOSEPH, constable of Malden, ag ^t . Green	329
LANCASTER (Town of), &c., Indians &c. of,	52-3
LANDER OR LAUNDER	
Daniel, case of, (piracy &c.)	315, 316, 320
John, &c., adm ^r . of Corwin ag ^t .,	288
LANG	
James, master of pink Endeavor, (libel &c.)	118
ment ^d . (memento)	118
LANGHORNE OR LONGHORNE	
Thomas, (Jury for trial of attain)	2, 233
(2 ^d . Jury for trials &c.)	3, 79, 108, 141, 153
(Jury of trials)	35, 37
(1 st . Jury of trials &c.)	59, 135, 203
(Jury for appeals)	233
LARGIN, J ⁿ o., &c., case of, (killing of Indians)	57
LARKIN, THO., (1 st Jury of trials &c.)	95
LASCIVIOUS ACTIONS. (See CRIMES.)	
LASON, GEORGE, commander of pink Two Brothers, ag ^t . Brenton, Coll ^r . &c.,	349
LATTIMORE, CHRISTOPHER, ag ^t . James &c. (Marblehead Commons)	20
LAUGHTON OR LAUTON, LAWTON	
[—, Lawton] & Bonner	1
Henry, Pecke ag ^t .,	8
liberty granted to, (answer to motion of Leatherland)	21
answer to pet. of,	75
(case of Wm. Waldron)	86
Thomas, Mr., &c., of Lynn, cases referred to, (Lattimore ag ^t . James &c.)	20
&c., Selectmen of Lynn, Olliver &c. ag ^t .,	111
Mr., Sen ^r ., &c. ag ^t . Broune	195
Mr., &c., atty ^s ., ag ^t . Browne	225
LAUNDER. (See LANDER.)	
LAURENC }	
LAURENCE }	(See LAWRENCE.)

	PAGE
LAUTER, ZACKERIAH, carpenter of ship Ann & Hesther, &c. (libel &c.)	172
LAUTON. (See LAUGHTON.)	
LAW	
as to jury (Bonner agt. Heyman)	1
point of, for the bench to determine (admr. of Coggan and wife agt. Clarke)	4
title appeals, sect. 1, ment ^d . in special verdict (Greely agt. Young)	81
title conveyances, sect. 3 ^d ., ment ^d . in special verdict (Woodbridge agt. Williams)	83
question as to power of clerk to grant summons for another town,	112
page 95, sect. 9, ment ^d . (Martin agt. Briggs &c.)	152
title firing of houses, p. 52, ment ^d . (case of Jack, negro,)	199
title rape, p. 15, ment ^d . (case of Wm. Cheny)	199
anno 1674, title judgments frustrated &c., ment ^d . (order on pet. of John Gyfford)	231
maritime, page 93, sect. second, ment ^d . (Gretian agt. Torrey)	232
title innkeepers, ment ^d . (case of George Moncke)	250
title murder, ment ^d . (case of John Dounton)	272
title Courts, sect. 6, ment ^d . (case of Sam ^l . Shrimpton)	299
(See also MAGISTRATES, BENCH, and SPECIAL VERDICT.)	
LAWRENCE OF LAURENC, LAURENCE	
—, Capt., case of, (affronting the Governor's warrant &c.)	170
—, Capt., carrying goods on board his sloop ment ^d . (case of Josiah Cobbham)	171
John, Jun ^r ., of Sudbury, case of, (bestiality)	87
Nicholas, master of ketch Salisbury, (information &c.)	343-4
commander, (appointment of appraisers)	356
master of ketch Salisbury, order as to appeal	360
Peter, order on pet ⁿ . of,	172
LAWTON. (See LAUGHTON.)	
LATTON. (See LEIGHTON.)	
L'CORDIER, ROMAIN, master, (libel &c. agt. ship Gift of God)	332
LEACH	
Samuel, &c., Knight agt.,	184, 194
agt. Knight	202
LEADBETTER	
Henry, (Jury for trial of attain)	184, 181
(1 st . Jury of trials &c.)	135
(2 ^d . " " " ")	181
(Grand Jury)	255, 287
(Jury of trials)	57
LEATHERLAND, LETHERLAND OF LYTHERLAND	
William, answer to motion of,	21
Broune agt.,	25
agt. Porter,	195
LEAVER, THO., Sen ^r ., agt. Nelson	134
LE BRUNN, EDWARD, Mr., master &c. of ship Martha of Jersey, (information &c.)	230

	PAGE
LECTURE	
ment ^d . (case of Benj ^a . Goad)	14
(order as to exec ⁿ . of Driver &c.)	33
(order for exec ⁿ . of Roads &c.)	39
in Boston ment ^d . (case of Darby Bryan)	115
ment ^d . (case of Joshua Rice &c.)	240
(case of Phillip Darland)	253
(case of James Morgan)	293
(case of Sam ^l . Shrimpton)	297
LECTURE DAY	
ment ^d . (case of Ruth Read)	10
(case of Anna Negro)	30
at Charlestown, ment ^d . (case of Thomas Davis)	70
(case of Elis th . Broune)	71
ment ^d . (case of Peter Cole &c.)	74
(order as to warrants &c.)	200
at Salem ment ^d . (case of John Dounton)	272
in Boston ment ^d . (case of Martin Williams)	360
ment ^d . (case of Hannah Owen)	361
LEE	
John, Gifford ag ^t .,	110, 124
ag ^t . Leveret,	239
Joseph, ag ^t . Heynes	194
ag ^t . Waingright	274
LEEDS	
Joseph, (2 ^d . Jury for trials &c.)	153
(1 st . " " " ")	203
(Jury for attaints)	266
(Jury for trials)	302, 311, 319, 345
(Jury)	360
Richd., (Grand Jury)	56, 59, 94
LEGG	
John, &c. (Marblehead Commons), Lattimore ag ^t .,	20
Bartlet ag ^t .,	20
Nathaniel, mariner of ship Merchants Adventure, ag ^t . Stone	213
Samuel, ag ^t . Davis	27
Flood ag ^t .,	110
ag ^t . Flood	142
Mr., (1 st . Jury of trials &c.)	161
(Jury)	230
ag ^t . Lilly	247
of Boston, mariner, guardian of Gatliff ag ^t .,	362
LEIGHTON OR LATTON	
Thomas, Mr., &c., attys., ag ^t . Browne	225
Tho., (Grand Jury)	273
LEMOIGNE OR LAMOIGNE	
—, ment ^d . (case of Peter Lorphelin)	146
Barnard, Capt., by atty ^e . ag ^t . White &c.	129

LEATHERLAND. (*See* LEATHERLAND.)LEWIS. (*See* LEWIS.)

LEVERET

Hudson, Captain Hudson agt.,	48
agt. assignee of Gifford	50
atty., agt. Watts &c.	112
adm ^r ., Bullis agt.,	118
Joy &c. agt.,	185-6
costs agt. granted to Foulle	188
atty., Joy &c. agt.,	191
Symonds agt.,	216, 217
Lee agt.,	239
agt. Randolph, Coll ^r . &c.,	223
John, Esq ^r . or Gov ^r .,	
present at Court, 1, 15, 16, 23, 24, 32-34, 36, 48, 52, 55, 58, 61, 91-94, 105-107, 117, 119, 128, 133, 373	
&c., petition to,	89
present at meeting of the Council in Boston 1 Nov. 1677	104
Fox agt.,	125

LEVERMORE. (*See* LIVERMORE.)

LEWIS OR LEWIS

Edward, murder of, (case of Dorothy Jones &c.)	51
Samuel, Wayte agt.,	165

LEXBON. (*See* LISBON.)

LIDGED

LIDGET

LIDGETT

OR LYDGET, LYDGETT

—, Mrs., & Co. agt. Poole &c., execution respited &c.	92
Mr. (or Mrs.), farm of, (Phips &c. agt. Bowers)	224-5
Charles, surety for Roope, agt. Hughson	112
&c., exec ⁿ ., agt. Eyres	324
Elizabeth, Mrs., exec ^x ., &c. (libel &c.)	64
& Co. (answer to pet. of Jn ^o . Poole)	94
exec ^x . &c., Poole agt.,	105
Mrs., Smith agt.,	118
Peter, Mr., &c., award of, (Newman agt. Smith)	25
his exec ^x ., &c., (libel &c.)	64
of Boston, merchant & owner of ketch Content, his exec ^x . &c., Poole agt.,	105

LIFE, LIMB &c., Jury for. (*See* JURY FOR TRIALS.)

LILLIE OR

LILLY

Edward, agt. Payne	280
of Boston, cooper, case of his son Richard	358
&c., appraisers, (libel &c. agt. Checkly & wife) (exec ⁿ .)	385-6
Richard, son of Edward Lillie, case of, (manslaughter)	358-9
Samuel, Legg agt.,	247
(Jury of trials)	302, 311

	PAGE
LIME. (<i>See</i> LYME.)	
LIME HOUSE in Boston (case of Joseph Indian)	296
LINCOLNE	
Sam., (case of Wm. Clapp &c.)	287
Stephen, (Grand Jury)	287
LINDE. (<i>See</i> LYNDE.)	
LINDS, SAMUELL, &c. chosen constables in Boston & oath	206
LISBON OF LEXBON, LIZBORNE	
merchants in, (answer to pet. of Alvin Child)	12
ship Antonio of,	13
LISBON MERCHANT, (ship)	
seamen &c. of, (libel &c.)	92-3
ment ^d . (case of Wm. Kirby)	98
LISLEY	
Elizabeth, wife of Robert, pet. for divorce	181
Robert, pet. for divorce by his wife Elizabeth	132
LITTLEFIELD, JOSIAH, case of, (uttering false statements)	356
LITTLE JOHN (Indian), case of, (murder)	53
LIVERMORE OR LEVERMORE	
John, (Jury for attaints)	233
(Jury for trials &c.)	233
Sam., (1 st . Jury of trials &c.)	161
LIXBORN MERCHANT (ship). (<i>See</i> LISBON MERCHANT (ship).)	
LIZBORNE. (<i>See</i> LISBON.)	
LOYD. (<i>See</i> LOYD.)	
LOBDELL, NICOLAS, (2 ^d . Jury of trials &c.)	346
LOCK, WM., chirurgion of ship John & Mary, &c. (libel &c.)	40
LODER	
John, trustee of his wife Mary, Foy ag ^t .,	368
Mary, late wife of John Loder, Foy ag ^t . her trustee	368
LOFT	
Elizabeth, exec ^r ., ag ^t . Oliver	337
Oliver ag ^t .,	350
Richard, his exec ^r . ag ^t . Oliver	337
Oliver ag ^t .,	350
LONDON (City of)	
ment ^d . (answer to pet. of Mary Sanders)	31
ship John & Mary of,	40
Jn ^o . Sweeting of,	122
Sam ^l . Sheaffe of,	123
Mr. Edward Bass, merchant in,	132
voyage to, ment ^d . (libel ag ^t . Loyd &c.)	151
ship Batchellors Delight of,	170
ship Ann & Hester of,	172, 174-5
ship Resolution of,	173
ship Merchants Adventure of,	213
ship Richard of Boston bound from New England to,	335
Frederick Clutterbuck of,	335

	PAGE
LONDONDERY in Ireland ment ^d . (complaint &c. ag ^t . Newton &c.) . . .	41-2
LONG	
Hannah, atty., Harris ag ^t	198
John, (Grand Jury)	85
Mr., (Jury for trial of attain)	184
(2 ^d . Jury of trials &c.)	185
(Grand Jury)	151
William, master of ketch John & Benjamin, (libel &c. & exec ^a .) 117, 878-5	
Harris ag ^t	193
Zachariah, (1 st . Jury for trials &c.)	44
(Jury for attain)	255
(1 st . Jury for appeal)	257
Zachary, (2 ^d . Jury for trials &c.)	18, 215
(Jury)	22
LONGFELLOW	
Jn ^o . (cancelled), Pickard &c. ag ^t	134
William, &c. ag ^t . Child	112
ag ^t . Oxe	112
Pickard &c. ag ^t	184, 148
LONGHORNE. (See LANGHORNE.)	
LONGWORTH, THOMAS, mariner of ship George, &c. (libel &c.) . . .	173
LORD	
Richard, &c., merchants, (libel &c.)	63
Mr., &c., motion for a Court of Admiralty	63
Robert, marshal of Ipswich, Gifford ag ^t	155
marshal, Bishop ag ^t	238, 248
Samuel, ag ^t . Addams	197
(Jury of trials)	337
Thomas, (1 st . Jury of trials)	25
(Jury for attain)	267
Sen ^r . (Jury of trials)	328
Wm., his relict (Abigaile Whight) &c., Manning ag ^t	154
LORD COMMISSIONERS	
ment ^d . (libel &c. ag ^t . ship Gift of God)	332
(libel &c. ag ^t . ship William &c.)	333-4
of the High Court of Admiralty, appeal to, (Information ag ^t . Lawrence)	344
ment ^d . (libel &c. ag ^t . ship St. John Frigott)	353
LORD HIGH ADMIRAL	
office of, ment ^d . (libel &c. ag ^t . ship Gift of God &c.)	332-4
(libel &c. ag ^t . ship St. John Frigott)	353
LORPHELIN or }	
LORPHLYN }	
Peeter, Frenchman, case of, (incendiaris'n)	145-6
LOUDEN }	
LOUDON }	(See LOWDEN.)
LOW, JOHN, Terti[us], atty., Cross ag ^t	348

	PAGE
LOWDEN or LOUDEN, LOUDON	
James, (2 ^d . Jury of trials &c.)	161
(Jury for attaints)	255
(2 ^d . Jury for appeals)	256
case of, (slander)	363
Richard, (Jury for trial of attaint)	2
(2 ^d . Jury for trials &c.)	3, 153
(1 st . Jury for appeals &c.)	108
(Grand Jury)	190, 214, 230, 244, 266, 302, 305, 361
LOWELL or LOWLE	
Benjamin, ag ^t . Gerrish	82
Lowle &c. ag ^t	139
John, case of, (holding a correspondence with the Dutch)	15
(2 ^d . Jury for trials &c.)	79
Joseph, ag ^t . Skinner	8
Richard, &c., by atty., ag ^t . Lowle	139
LOWLE. (See LOWELL.)	
LOYD or LLOYD	
Abraham, master &c. of ship Michael, &c., Tucker &c. ag ^t	150, 151
James, assignee, &c., (libel &c.)	58
owner of pink Hopewell, (libel &c.)	92
(Jury)	160, 176
(1 st . Jury of trials &c.)	203
Toy ag ^t	257
Mr., &c., appointed to appraise ketch Salisbury	356
merchant, Belchar ag ^t	362
assignee, &c., (libel &c.) (exec ^a .)	372
LUDDEN, JOSEPH, &c., case of,	5
LUDEIN, ARON, (Grand Jury)	133
LUGG, SAMUEL, master of ship Expedition, &c. (libel &c.)	177
LUGGER, J ⁿ o., "clarke" of his Majesties Customs, (information &c.)	296, 297
LUIST, ROBERT, mariner &c. of ship Providence, Waterhouse ag ^t	350
LUMAS or } LUMMAS }	
—— (Lord?), Bishop ag ^t . (in margin)	238
Edward, Farley ag ^t	193
Samuell, ag ^t . Quarles	239
LUXFORD, REUBEN, (Jury of trials)	362
LYDGET } LYDGETT }	(See LIDGET.)
LYDSTON, WM., &c., mariners of pink Endeavor, (libel &c.)	117, 118
LYING. (See CRIMES.)	
LYME or LIME	
ship Providence of,	40
in New England, Wm. Measure of,	39
LYNCH, NICHOLAS, complaint of Smith ag ^t	240, 241

	PAGE
LYND } or LINDE	
LYNDE }	
Joseph, (Grand Jury)	24, 44
Mr., (2 ^d . Jury for trials &c.)	208
&c., committee, (order on est. of Savage)	229
Rebeckah, Mrs., of Charlestown, (case of Anna Negro)	29
Samuel, (2 ^d . Jury for trials &c.)	96
(Grand Jury)	305
Symon, Mr., (Grand Jury)	17, 85, 255, 287
(1 st . Jury for trials &c.)	78
Wardell ag ^t .,	280
land of, (Hundlocke ag ^t . Baker &c.) (exec ⁿ .)	389, 390
Thomas, &c., answer to pet. of,	62
master of ketch Pellican, &c. (libel &c.)	62
LYNDON, AUGUSTIN, (case of Ruth Read)	10
LYNES, THOMAS, (Jury)	150
LYNN (Town of)	
Mr. Tho ^s . Laughton of,	20
&c., Capt. James Olliver &c. ag ^t .,	111, 135
by atty ^s ., ag ^t . Browne	225
Jn ^o . Fuller of,	274
by atty ^s ., ag ^t . Apleton	279
John Newhall, tertius, &c., of,	306, 321, 360
John Paul of,	345
LYON	
Jn ^o ., (Jury for attaints)	233
Peter, (2 ^d . Jury for trials &c.)	45
(1 st . " " " ")	95
(1 st . Jury for appeals &c.)	274
Samuel, (Jury of attaints)	244
(2 ^d . Jury of trials &c.)	245
LYTHERLAND. (See LEATHERLAND.)	
MACKEE (or MAKEE), DANIEL, surety of Maze ag ^t .,	97
MACKLISH, Jn ^o ., carpenter's mate of ship Herron, &c. (libel &c.)	159
MACKQUINIS. (See MAGUINIS.)	
MACOLLY, JOHN, &c., complaint of Bisco ag ^t .,	286
MAGISTRATE trying title of land, special verdict as to (Apleton ag ^t . Roads), 276, 277	
MAGISTRATES	
declaration, order or vote by,	
Bonner ag ^t . Heyman &c.	1
case of Benanuel Bowers	3
Admr. of Coggan & wife ag ^t . Clarke	4
Atkinson ag ^t . Williams	5
case of Benj ^s . Goad	10
As to constables of Kennebec	12
ment ^d . in margin	16
Crispe ag ^t . Joanes	18

MAGISTRATES, *continued.*

PAGE

declaration, order or vote by,

Colcord agt. Redman	18
Complaint of Isaac Griffin	19
case of Tom Indian	22
Griffyn agt. Gove	99
case of Mary Drury	101
case of Walter Gendall	102
Dixe agt. Morse	108
Nurse agt. Endecot	120
Waldron agt. Tare	120
Hull agt. Wincoll	122
Complaint of Thomas Walters	169
Petition of George Hutchinson	175
Wharton agt. Reynolds	202
As to costs agt. Mr. Randolph	220
Phips &c. agt. Bowers	224, 225
Gretian agt. Torrey	232
case of Wm. Johnson	242
Ingolls agt. Bishop	262
Adm ^r . of Batt agt. Lake	269
Marret agt. Cutter	275
Foy agt. trustee of Loder	368
Stanbury agt. Harris	368
&c., notice to be given by, (case of Wm. Darvall &c.)	14
&c., reflections on, (case of Bozoone Allen)	29
&c. in Boston, special Court of Assistants called by,	32
at a Court of Admiralty 9 Apr. 1674 (order for the Treasurer to pay Kent &c.)	36
&c. present at Court 22 Aug. [1676]	63
present at Court 7 Sept. 1677	105
&c. present at Court 17 April 1686	299
&c., petition to,	89
&c., case referred to, (case of Wm. Pope)	104
ment ^d . (case of Ellinor May)	138
(Wisewall agt. Keene)	144
(Greene agt. Baker)	162
(answer to pet ⁿ . of Ellinor Redding)	223
(complaint of Smith agt. Lynch)	240
(libel agt. Andreason &c.)	263
(Hundlock agt. Hubbard &c.)	294
former judgment made null (Porter & Apleton)	159
&c., confession before, (case of Geo. Russell)	169
&c., license granted to Wm. Kent	208
&c., special Court of Assistants called by,	251
&c. assembled in County Court, Boston, (case of Sam ^l . Shrimpton)	297
at Boston ment ^d . (Usher agt. Frizell)	302

(See also BENCH and SPECIAL VERDICT.)

INDEX.

517

	PAGE
MAGUINIS or MACKQUINIS, DANIEL, Bacon ag ^t .,	291
MAINE, PROVINCE OF, (libel &c. ag ^t . bark Gift of God &c.)	176
MAIOR } (See MATRES.)	
MATRES }	
MAJESTIES or }	
MAJESTY }	
proclamation ment ^d . (libel ag ^t . Andreasson &c.)	264
plantations, sale to, (case of Joseph Indian)	296
in Council, order from, 26 Sept. 1689 ment ^d . (Usher ag ^t . Frizell) .	302
colors, sloop Mary sailing under, ment ^d . (case of Tho ^s . Pound &c.)	308, 309, 311-314, 316-318
MAKEE. (See MACKEE.)	
MALDEN, (TOWN of), Joseph Lampson, constable of,	329
MAMPAUS NACKOSUT (Indian), case of (murder)	53
MAN	
John, (2 ^d . Jury of trials &c.)	135
ag ^t . Savage	137
ag ^t . Brattle	250
MANDER, THOMAS, &c., mariners of ship Apollow, ag ^t . Hollaway &c. .	182-3
MANING. (See MANNING.)	
MANLY, WM., Webb (marshal) ag ^t .,	235, 244
MANNING or MANING	
Elisabeth, wife of Nicholas Maning, pet. for divorce	240
George, master of bark Phillip, (case of Rodriego &c.)	35-39
Nicholas, Capt., ag ^t . Whight & wife	153
Whight ag ^t .,	162
ag ^t . Broune &c. . . .	164
pet. for divorce by his wife Elisabeth	240
overseers &c. of children of Grey ag ^t ., (exec ⁿ .)	376
ag ^t . overseers &c. of children of Grey (exec ⁿ .)	376-7
William, Mr., (Jury for trial of attain)	2
(2 ^d . Jury of trials &c.)	25
(Grand Jury)	78, 120, 140, 190, 214, 255
MANSFIELD	
Andrew, &c. ag ^t . Broune	195
&c. atty ^s ., ag ^t . Browne	225
MANSLAUGHTER. (See CRIMES.)	
MARBELL or }	
MARBLE }	
Wm., Marshall ag ^t .,	289
MARBLEHEAD (TOWN of)	
Jno. Buttery of,	103
ment ^d . (information ag ^t . Boury &c.)	210
Joseph Gatchell of,	253
Selectmen of, Stilson ag ^t .,	328
MARBLEHEAD COMMONS (Bartlet ag ^t . James &c.)	20
MARCH	
Dorcas, & husband Hugh, case of, as to lawfully living as man & wife,	127

	PAGE
MARCH, continued.	
Hugh & his wife Dorcas, case of, as to lawfully living as man & wife,	127
Senr., Fletcher for John March & wife agt.,	214
Jemima, & husband John agt. March	214
John, & wife Jemima, agt. March	214
Capt., of Newbury, agt. Carr	367
MARBA , Spanish Indian, servant to French, case of (infanticide)	115
MARIA (Negro)	
mentd. (case of Cheffaleer (negro))	197
(case of Jack (negro))	199
servant to Joshua Lambe, case of, (arson)	198
MARIAN } or MARRIAN , MARRION	
MARION }	
Isack (Jury for attaints)	266
John (Jury of inquest) (inquisition on body of Bickford)	34
(Jury for attaints)	255
adm ^r ., agt. Lake	269
Senr., (Grand Jury)	302, 305
MARITIME	
case excepted from order for caution money for court charges	171
law, page 93, sect. second, mentd. (Gretian agt. Torrey)	232
MARLBOROUGH (Town of)	
Indians sent from,	52
mentd. (case of Reup (Indian))	53
John Indian of,	53
Samuel Newton of,	342
MARQUIS OF ROYAN (ship) (libel &c.)	354
MARRET OF }	
MARRETT }	
Amos, agt. Cutter	275
agt. Holland	347
MARRIAGE	
joining persons in, Capt. Danl. Fisher empowered for, on pet ^a . from	
Dedham	87
case of Dorcas & Hugh March	127
MARRIAN } (See MARION .)	
MARRION }	
MARSH, ALEXANDER , (Grand Jury)	287
MARSHAL . (See MARSHALL .)	
MARSHAL	
the, allowance to, (Courts order as to officers fees)	62
verdict as to levying execution &c. (Colcord agt. Drake)	81
mentd. in memento as to Lang	118
order to, (case of Saml. Shrimpton)	297
MARSHAL GENERAL	
mentd. (case of Benja. Goad)	11
(answer to pet ^a . of Benja. Goad)	14
(Governors declaration as to case of Goad &c.)	14

MARSHAL GENERAL, continued.

ment ^d . (case of Anna Negro &c.)	30, 70, 71, 74, 76, 91
(case of Darby Bryan &c.)	115
(case of Ephraim Beamis)	116
(courts order as to warrants)	200
(order on pet ⁿ . of Jn ^o . Gyfford)	231
(case of Joshua Rice &c.)	240
(case of Phillip Darland)	252
(case of Joseph Gatchell)	254
(case of James Morgan)	295
(case of Sam ^l . Shrimpton)	297, 299
return of warrant as to Sam ^l . Shrimpton	301
(order as to execution of Hugh Stone &c.)	304, 306, 309, 310, 311, 320, 322
appointment of Samuel Gookin as,	342

MARSHALL OF MARSHAL

Benjamin, Daniel ag ^t	84
Pepen ag ^t	143
ag ^t . Cogswell	274
Edmund, Daniel ag ^t	84
Samuel (Jury of trials)	322
(Petit jury)	323
Thomas, Cap ^t ., ag ^t . Waldron	78
(case of Mr. Isaac Waldron)	89
Apleton ag ^t	261
William, commander, (Wharton ag ^t . Reynolds)	202
(1 st . Jury for trials &c.)	215
ag ^t . Marbell	289
ag ^t . Moore	290
ag ^t . Soley	290
&c., libel of Wharton &c. ag ^t	297

MARSTON, WILLIAM, mate of ship Apollow, &c. ag^t. Hollaway &c. 182-3

MARTHA OF JERSEY (ship) master &c. of, (information &c.) 230

MARTHAS VINEYARD. (*See* MARTINS VINEYARD.)

MARTIN OF MARTYN

Benjamin, &c., Martin ag ^t	152
George, & wife Susannah ag ^t . Winsly & wife	5
Winsly ag ^t	6
Richard, (2 ^d . Jury of trials &c.)	45
ag ^t . Briggs &c.	152
Mr., ag ^t . Rost	217
Susannah, & husband George ag ^t . Winsly & wife	5

MARTINS VINEYARD

ment ^d . (Poole ag ^t . Phipps &c.)	211
(Johnson ag ^t . Phipps &c.)	212
(Aires ag ^t . Phipps &c.)	212
(Knaps ag ^t . Phipps &c.)	213
Joseph Indian of,	295

	PAGE
MARTINS VINEYARD SOUND (case of Thomas Pound &c.)	307-314, 316-318
MARTIN. (<i>See</i> MARTIN.)	
MARTINS VINEYARD. (<i>See</i> MARTINS VINEYARD.)	
MARY (ketch, sloop, &c.)	
of Salem, (case of Thomas Hawkins &c.)	305, 307, 309-313, 315-318
of Boston (case of Thomas Pound &c.)	308, 309, 311-314, 316-318
&c., Black agt.,	324
Black, master of, agt. Bronsdon &c.	324
of Boston, commander of, libel agt. bark Speedwell	352
owner of, agt. Brenton, Collr.,	366
MASON	
Arthur, bond by	51
Trumble agt.,	97
(Grand Jury)	214, 251, 302, 305, 336
agt. Tight	234
Tyte agt.,	255
guardian, agt. Legg	362
Joseph, (Jury of attaints &c.)	289
of Watertown, agt. Stone &c., Selectmen,	346
Samuel, stealing from, mentd. (case of Tho ^s . Davis &c.)	189
MASSACHUSETTS (or MASSACHUSETTS BAY, COLONY OF.)	
Seal of, mentd. (case of John Weaver)	23
Hampshire County in,	33
money, clippings of, (case of Peeter Lorphelin)	146
Josiah Chickatabut, sachem of,	208
comm ^{rs} . for the United Colonies, Rawson &c. agt.,	208, 209
mentd. (case of Wm. Johnson)	242
Governor &c. of, Court of Assistants held by, 1 Sept. 1685	273
mentd. (case of Samuel Shrimpton)	299
Court of Assistants for, at Boston 24 Dec. 1689	301
mentioned	322, 327
Rowley Woods in,	336
Governor &c. of, (libel agt. bark Speedwell)	352
of, (libel &c. agt. ship Marquis of Royan)	354
mentd. (case of Martin Williams)	360
MASSACHUSETTS BAY	
Half way rock in,	305, 307, 309, 310, 312, 313, 315-317
Nantasket Road in,	319
MASSACHUSETTS BAY, COLONY OF. (<i>See</i> MASSACHUSETTS.)	
MASSEY, SAMUEL, late prison keeper of Boston, agt. Robie	308
MATANZAS, BAY OF, in Cuba, mentd.	129
MATHER	
Timothy, (Grand Jury)	17, 44, 94, 202, 251
(1 st . Jury for trials &c.)	224
MATHEW or }	
MATHEWS }	
Daniel, case of,	167
&c., warrant "signed to,"	171

	PAGE
MATHEWS, etc., continued,	
Daniel, Barton agt.,	195, 222
James, of New York, by atty., agt. Keene	181
MATSON, THOMAS, agt. Dispaw	100
MATTOCK, STEVEN, &c., costs granted to,	87
MAXFIELD	
Clement, (Cleomen) (1 st . Jury for trials &c.)	78
(2 ^d . Jury for trials &c.)	203
(Grand Jury)	298
Wm., mariner of ship George, &c. (complaint &c.)	41
MAY	
[]ge, (1 st . Jury for trials &c.)	8
Ellinor, case of, (whoredom &c.)	138
Hugh, &c., mariners of ship Apollow, agt. Hollaway &c.	132, 133
John, (Jury for trial of attain)	134
(Grand Jury)	151
Wm., master of pink Supply, (libel &c.)	41
MAYDENHEAD (ship), master of, &c., (libel &c.)	176
MAYHO or }	
MAYO }	
[George], (1 st . Jury for trials &c.)	3
Jn ^c ., (Grand Jury)	273
MAYRS or MAIOR, MAIRES	
Robert, case of,	84
Sam., (Jury of trials &c.)	33
MAZE, Wm., his surety, agt. Mackee	97
MAZURE, BENJAMIN, English agt.,	109
MEAD or }	
MEADE }	
Nicho: (1 st . Jury of trials &c.)	161
Rich ^d ., Alcock agt.,	121
Wm., (Jury for trials &c.)	228
MEARES or MEERES	
James, (2 ^d . Jury for trials &c.)	203
(Jury of trials &c.)	252
MEASURE	
William, of Lyme in New England, merchant, libel &c. agt. Haughton,	39
merchant, libel of Haughton agt.,	42
MEDFORD (Town of), land &c. within bounds of, (Prout agt. Brooks &c.)	349
MEDLECOTT. (See MIDDLECOT.)	
MEERES. (See MEARES.)	
MEETING HOUSE, (THIRD), in Boston, disturbance in, (case of Allexander Colman)	127
MEKINS, THOMAS, agt. Kinsley	221
MELINES or MELYNES	
—, Mr., &c. agt. Dudsson &c.	15
—, & Co., ment ^d . (Dudson & Co., ship Expectation,)	16
Isaac, Mr., &c., answer to pet. of,	13, 14

	PAGE
MELINES or MELYNES, <i>continued</i>.	
Isaack, commander, (Dudson & Co., ship <i>Expectation</i>),	16
MELLOWES	
James, (Jury for attaints)	255
(2 ^d . Jury for appeals)	256
MELLOT } or MILOTT	
MELLOTT }	
Augustin, Lacy ag ^t .,	124
Oxe ag ^t .,	124
MELYN or }	
MELYNE }	
Jacob, (Jury of trials)	302, 306
" in room of Thayer	310
(Petit Jury)	323
Mr., foreman, (Jury of trials)	362
MELYNES. (<i>See MELINES.</i>)	
MERCHANTS ADVENTURE (ship) of London, carpenter &c. of, ag ^t . Stone	213
MERRILL	
Abraham, Perkins ag ^t .,	244
Jn ^o ., son of Nath ^l . Merrill, (Cleoments ag ^t . Merrill)	221
Nathaniel, Cleoments ag ^t .,	221
MERRIMACK (brigantine) of Newbury (case of Tho ^s . Pound &c.)	308, 309, 310, 312, 313
MERRIMACK RIVER (case of John Weaver)	23
MERRIT, AMOS , (2 ^d . Jury of trials)	362
MESSENGER	
Henry, shop of, ment ^d . (libel &c. ag ^t . Checkly & wife) (exec ⁿ .)	385
John, Hudson ag ^t .,	84
Symeon, &c., exec ^r . of Clarke ag ^t .,	153
MESSMAKER , ———, Mr., (case of John Lowell)	15
METANSIS (MATANZAS), Bay of, in Cuba, ment ^d	129
MICARTER, THADDEUS , Turner ag ^t .,	187
MICHAEL (ship) of Bristol, mariners &c. of, ag ^t . Loyd &c.	150
MICHAEL, PEETER, &c. , mariners of ketch <i>Ollive Branch</i> , (libel &c.)	131
MICHARD, ABRAHAM, Mons^r., merchant in Rochell, (libel &c. ag ^t . ship Marquis of Royan)	355
MICHELSON. (<i>See MITCHELSON.</i>)	
MIDDLESEX, COUNTY OF,	
mentioned	71, 72, 73, 87
Treasurer of, bond to, (case of Tho. Kenny (negro))	127
MIDDLESEX COUNTY COURT. (<i>See COUNTY COURT MIDDLESEX.</i>)	
MIDDLETON or MIDLETON	
John, carpenter of ship <i>Endeavor</i> , &c. ag ^t . Smith,	130, 131
&c., libel of Smith &c. ag ^t .,	132
MIDGLEY. (<i>See MIGELEY.</i>)	
MIDLECOT or MEDLECOTT	
Richard, &c., atty ^s ., Shakeley &c. ag ^t .,	29
(Jury of trials, &c.)	32

	PAGE
MONHEGIN, appointment of constable at,	12
MONKS. (<i>See</i> MONCKES.)	
MOOR } OF MORE	
MOORE }	
Benj., (Jury of trials)	35
Enoch, (Jury)	160
Marshall agt.,	290
&c., libel of Wharton &c. agt.,	297
Francis, (Grand Jury)	35, 244
(Jury of trials)	293
(Jury)	300
John, costs agt., granted to Heyman	188
(1 st . Jury for trials &c.)	203
(Jury of trials)	298
(Jury)	300
Thomas, master of pink Supply, &c. (libel &c.)	41
(1 st . Jury for trials &c.)	44
master of ship Phoenix, &c. (libel &c.)	76
instead of Jn ^o . Swett (1 st . Jury for trials)	120
(2 ^d . Jury of trials &c.)	141, 203
(Jury)	150, 176
(Grand Jury)	230
agt. Porter	246
Mr., &c., appraisers, (libel &c. agt. Schinking) (exec ^a .)	378-9
Wm., &c. agt. Wilson	136
MORE. (<i>See</i> MOORE.)	
MOREY, THOMAS, (Jury of trials)	362
MORGAN	
James, of Boston, case of, (murder)	294, 295
Wm., Chocke agt.,	157
MORRELL, JACOB, of Salisbury, Dolbery agt.,	348
MORREY, JOHN, his marriage at Jamaica to Hannah Goss ment ^d . (order on pet. of Phillip Goss)	326
MORRICE OF }	
MORRIS }	
Edward, (Grand Jury)	24
Isaac, (2 ^d . Jury of trials)	337
MORRISON, JAMES, &c., privateers, (order as to account of Earl)	250
MORSE OR MOSSE	
Elisabeth, wife of Wm. Morse, case of, (familiarity with the devil)	159
answer to pet. of her husband Wm. Morse,	189, 190
Jeremiah, Dixie agt.,	108
John, (Jury of inquisition on body of Bickford)	34
(1 st . Jury of trials &c.)	65, 70, 140
(2 ^d . Jury for appeals)	256
(Jury for attainments)	256
Joseph, &c., mariners, agt. ketch Friendship (exec ^a .)	391-2
William, case of his wife Elisabeth,	159

525

MORSE or MOSSE, <i>continued.</i>	PAGE
William, answer to pet. of, in behalf of his wife Elisabeth,	189
MOSELY	
——, Capt., Indians sent from Marlborough and letter by, ment ^d .	52
Samuel, Capt., (libel ag ^t . Rodriego)	34
MOSSE. (<i>See MORSE.</i>)	
MOULDER	
Christian, & husband Nicholas ment ^d . (case of George Cole &c.)	12
Nicholas, & wife Christian ment ^d . “ “ “	12
part owner of ship Dove, &c. (libel &c.)	58
(exec ⁿ .)	372-3
MOUNTFORT, HENRY, of Boston, merchant, Adams, adm ^r ., ag ^t .,	330
MOUNTJOY	
George, of Boston, mariner, ag ^t . Hemlock	325
Hemlock ag ^t .,	341
MUCKSCUMPEY (Indian), case of, (murder)	54
MUCKSUMQUENUT (alias Jn ^o .) (Indian), case of, (murder)	54
MUDDY RIVER, Andrew Gardner of,	304
MULLEN, JAMES, cooper of ship Herron, &c. (libel &c.)	159, 160
MULLIGAN, HUGH, case of,	280
MUMFORD	
Benjamin, Peirse ag ^t .,	225, 246
William, of Boston, slater, ag ^t . Wyllys	351
MUMUCKSUNCASUSUCQUATER (alias Thomas) (Indian), case of, (murder)	54
MURDER. (<i>See CRIMES.</i>)	
MUSSEY. (<i>See MUZZEY.</i>)	
MUTINOUS CARRIAGE. (<i>See CRIMES.</i>)	
MUZEY } of MUSSEY	
MUSSEY }	
Benjamin, ag ^t . Waldron	79
Brookes ag ^t .,	268
MYNOT } (<i>See MINOT.</i>)	
MYNOTT }	
NACKOSUT, MAMPAUS, (Indian), case of, (murder)	53
NAGGS or }	
NAGS }	
Richard, &c., mariners of ship Jn ^o . Adventure, ag ^t . Craty &c.,	147
case of, (lying)	147
NANAPATU, JAMES (Indian), case of, (murder)	54
NANNY	
Katherin, late wife of Edw ^d . Naylor, (case of Edw ^d . Naylor)	82
Robert, trustee of his wife & children, Chase ag ^t .,	17
NANTASKET ROAD in Massachusetts Bay ment ^d .	319
NANTUCKET (Island of)	
ment ^d . (Dudson & Co., ship Expectation,)	16
(Lemoigne ag ^t . White &c.)	129

	PAGE
NASH, JOSEPH, of Boston, mariner, Smith agt.,	365
NASHUA (Town of), inhabitants of, murder of,	52
NASSAW (Dutch prize) ment ^d . (Lemoigne agt. White &c.)	129
NATICK (Town of), Ruler at, (case of old Jethro (Indian))	54
NATOW (Indian), (Jury)	22
NAYLER or } NAYLOR }	
Edward, case of, (intruding on his late wife Katherin Nanny)	32
ment ^d . (Phipps agt. Bronsdon)	337
NECKE	
—, master of bark Beginning, (libel &c. agt. Brimsden)	128
John, of Boston, master of bark Beginning, Bodkin agt.,	128
NEEDHAM or } NEEDOM }	
Ezekiel, agt. Farr	247
Wm., (Grand Jury)	43
NEELAND, EDWARD, Sen ^r ., husbandman, agt. Foster	345
NEFFE, WILLIAM, case of, (deserting the garrison at Falmouth &c.)	321
NEGRO	
Anna, &c., presentments &c. agt., ment ^d . in margin	25
Basto, case of, (rape)	74
Jack, servant to Faireweather, case of, (bestiality)	74
Hannah, case of,	151, 152
Cheffaleer, case of, (arson)	197
Maria, ment ^d . (case of Cheffaleer, negro, &c.)	197, 199
of James Pemberton, case of,	198
Maria, case of, (arson)	198
Jack, servant to Woolcot, case of, (arson)	199
Robin, case of, (murder)	304, 305, 321
Jn ^o . Cream, replevin for, (Stanbridge agt. Goffe)	330
Nathanael Force, sale of, (Hall agt. Backway)	350
named Hector ment ^d . (libel &c. agt. Checkly & wife) (exec ⁿ .)	384
NEGUS, BENJA, (Grand Jury)	65, 94
NELSON, PHILLIP, Leaver agt.,	134
NEPONET, Jn ^o . (Indian), trial of, ment ^d	214
NEVARS, RICHARD, by atty., agt. Gardiner	100
NEVERSON or NEVISON, NEVISSON	
—, (complaint of Bisco agt. Farrell &c.)	286
Jn ^o ., (Jury for trial of attain)	134
John, Mr., (1 st . Jury of trials &c.)	135
NEVIS ment ^d . (case of Alexander Colman)	127
NEVIS FACTOR (ship)	
ment ^d . (libel of Hodsall agt. Davis &c.)	63
(libel of Hooper agt. Davis &c.)	64
libel &c. of Davis agt.,	76
NEVISON } NEVISSON }	(See NEVERSON.)

	PAGE
NEWBURY (Town of)	
men of, witnesses, allowance for the Treasurer to pay,	50
by atty., agt. Dummer	108
meeting house in, ment ^d . (answer to pet. of Wm. Morse)	190
brigantine Merrimack of,	308-310, 312, 313
Henry Toltwood of,	336
Peter Toppam &c. of	338
Joseph Downer of,	357
Capt. John March of,	367
NEWBURY (ketch), complaint of Randolph, Collr. &c., agt.,	220
NEWBY	
Georg, agt. Hinchman	226
Dawes agt.,	270
NEWCOMB, ANDREW, plaintiff, (appeal)	65
NEWELL	
Isaac, (1 st . Jury for trials &c.)	17
(2 ^d . " " " ")	79, 153, 274, 337
Senr., (Jury of trials)	323
(Jury of trials)	362
Jacob, (2 ^d . Jury of trials)	362
John, (Jury of trials)	56
(Jury for trials of attain ^t)	191
(1 st . Jury for trials &c.)	192
Joseph, (Jury)	176
NEW ENGLAND	
Boston in,	1, 172-175, 179, 251, 302, 303, 372
Roxbury in,	10
Lyme in,	39
ment ^d . (libel &c. agt. Bull)	40
(Martin agt. Briggs &c.)	152
(libel &c. agt. Isaac &c.)	174
(libel &c. agt. Branson &c.)	175
(Poole agt. Phipps &c.)	211
(Aires agt. Phipps &c.)	212
(Johnson agt. Phipps &c.)	212
(Knaps agt. Phipps &c.)	213
(case of Martin Williams)	359, 360
County of Middlesex in,	71-73
Sudbury in,	86
Edw ^d . Randolph, Collector of his Majesties customs in,	150, 176, 210
County of Suffolk in,	188, 198, 199, 234, 295, 298, 300
Mr. Barnard Randolph, Dep ^{ty} . Collr. &c. of his Majesties customs in,	230
Massachusetts Bay in,	273, 352
money of,	330, 392
ship Richard of Boston bound from,	335
Jahleel Brenton, Collr. &c. of his Majesties customs in, 342-344, 349, 355, 356, 360, 366	
Ipswich in,	352
statement dated at, 27 Aug. 1681	379

	PAGE
NEWFOUNDLAND	
ment ^d . (libel &c. ag ^t . ship Gift of God &c.)	332-334
Scilly Cove in,	334
Bonavista Road in,	335
cruising on banks of, ment ^d . (libel &c. ag ^t . ship Marquis of Roan) . .	354
NEWHALL	
John, tertius, of Lynn, yeoman, &c., case of (murder)	306, 307, 321
found guilty of manslaughter,	307, 321
&c. order as to,	360
Thomas, &c., ag ^t . Broune	195
Waite ag ^t .,	363, 364
NEWITCHAWANNICK in Yorkshire, garrison at,	104
NEWMAN	
Thomas, ag ^t . Smith	25
(1 st . Jury for trials &c.)	152
ag ^t . Palmer	227
NEWMARCH or } NEWMARSH	
John, of Ipswich, Berry ag ^t .,	331
ag ^t . Berry	331
NEWTON	
Charles, part owner of ship George, &c. (complaint &c.)	41
Isaac, his widow ment ^d . (case of Sam ^l . Newton & wife)	342
Rebekah, (widow of Isaac Newton) & husband Samuel, case of, (for- bidden to cohabit)	342
Samuel, of Marlborough, & wife Rebekah, case of, (forbidden to co- habit)	342
NEW YORK	
ment ^d . (libel &c. ag ^t . Shice)	56
James Mathews of,	181
NICCOLLS or } NICHOLLS	
John, Clark ag ^t .,	47
Nathaniel, (Jury of attainments)	244
(2 ^d . Jury of trials &c.)	245
Randall, (Grand Jury)	1, 133, 202, 242, 273
Randolph, (Grand Jury)	251
NIGHTINGALE or } NIGHTINGALL	
ketch Hopewell formerly so called (libel &c. ag ^t . Shice)	56
NODLES ISLAND , ment ^d . (case of Sam ^l . Shrimpton)	297
NON SUIT	
for non-appearance (Bryan ag ^t . Soames)	98
(Egerton ag ^t . Smith)	166
(Atkinson ag ^t . Mirrick)	223
(Baker ag ^t . Addams)	266
(Wardell ag ^t . Lynde)	280
(March ag ^t . Carr)	367

	PAGE
NON SUIT, continued.	
granted	
(libel agt. pink Expectation)	149
(Farr agt. Witter)	269
for reasons of appeal not being signed	
(est. of Wm. Snelling)	153
(Williams agt. Townsend)	155
(Holman &c. agt. Michelson)	218
(Peasley agt. Clark)	221
(Wright &c. agt. Sparrey)	235
declared by the Court	
(assignee. of Wayte agt. execf. &c. of Cooke)	164
(Hoare agt. Cooke &c.)	166
(case of Daniel Mathew)	167
(libel &c. agt. Turell)	174
(Gifford agt. Walter &c.)	218
judgment as to, (Hundlock agt. Hubbard &c.)	294
for reasons of appeal not being seasonably brought in	
(Wing agt. Halsey)	206
(Fosket agt. Foskett)	328
(Gookin &c. agt. Savage &c.)	329
(Savage agt. Savage &c.)	329
(Francis &c. agt. Danforth)	330
desired (Rawson &c. agt. Stoughton &c., comm ⁿ .,)	209
plea for,	
(assignee of Hoare agt. Kilcup)	219
(Raymond agt. Orchard)	224
(Torrey agt. Gretian)	226
(Exec ⁿ . of Usher agt. assignee &c. of Harwood)	237
because time of Court "was missed" in reasons of appeal (Wright agt. Sparrey)	235
as to, (Bishop agt. Lord, marshal)	248
(Wisewall &c. agt. Paige &c.)	256
NORCRAS or	
NORCROSS	
NORCROSSE	
Richard, (1 st . Jury for trials &c.)	44
(2 ^d . " " " ")	141
(Grand Jury)	361
NORDEN	
Nathaniel, Capt., &c., selectmen of Marblehead, Stilson agt.,	328
(Jury)	360
Samuel, agt. Scottow	292
NORFOLK COUNTY COURT. (See COUNTY COURT NORFOLK.)	
NORMAN	
—, Mr., atty., exec ⁿ . delivered to, (Batt agt. Severans)	9
—, Mr., exec ⁿ . delivered to, (Waldron agt. Henderson)	119
John, agt. Orne	267, 273

	PAGE
NORMAN, continued.	
Richard, &c., sureties on bond of attainr, (Knight agt. Leach &c.)	194
Thomas, atty., (libel agt. fifty hogsheads of tobacco &c.)	168
NORTH	
Edward, master of ketch Betty, (libel &c.)	118
&c., mariners of ship Apollow, agt. Hollaway &c.,	132
Richard, legal proof of will of, (Martyn &c. agt. Winsly &c.)	6
NORTHERN or }	
NORTHEAST }	
Ezekiel, &c., lot layers &c., agt. Longfellow,	134, 143
NORTH HAMPTON	
County Court at, (case of Mary Parsons)	31
Joseph Parsons of,	33
Samuel Holten of,	197
house of Lieut. Clark in,	198
County Court at, (Mekins agt. Kinsley)	221
Samuel Stebbins of,	342
NORTON	
——, Mr., of Piscataqua, exec ^a . delivered to, (Colcord agt. Palmer),	19
George, Playsted agt.,	184
agt. Plaisted	271
John, &c. appraisers, (Manning agt. overseers &c.) (exec ^a .)	377
NOTARY PUBLIC, ment^d. (case of John Weaver)	23
NOVA SCOTIA ment^d. (Belchar agt. Lloyd)	362
NOWEL or }	
NOWELL }	
Michael, case of,	84
Samuel, Mr. or Esq ^r .,	
present at Court, 178, 179, 190, 202, 208, 209, 211, 213, 214, 223, 228—	
232, 241, 248, 251, 266, 273, 287, 300	
&c., exec ^m ., Usher agt.,	203
agt. assignee &c. of Harwood	237
agt. Goddard	293
NOYCE or }	
NOYES }	
NOYSE }	
——, Mrs., house of, (case of Wm. Clapp &c.)	285-287
John, (1 st . Jury for trials &c.)	17
agt. Winslow	106
Sarah, of Boston, widow, house of, (case of Uriah Clements)	283
NURSE, FRANCIS, agt. Endicot	120, 235
NUTTER, HATEEVILL, Elder, &c., commⁿ., (order for dower)	147
OATH	
by Maj ^r . Gen ^l . Daniel Dennison	22
of a freeman taken by Barnard Capen	78
by constables of Boston	80, 206
by commissioners, Boston,	96, 168, 199, 214
by Samuel Gookin, mar ^l . gen ^l .,	342

INDEX.

531

	PAGE
OBBINSON	
William, agt. Gilbert	79
Hill agt.,	151, 161, 180
ODLING, RICHARD, &c., mariners of ship Ann & Hesther, (libel &c.)	172
OLDHAM, SAM^l., (Jury of trials)	336
OLIVER OR OLLIVER	
James, Capt., &c. agt. Town of Lynn &c.	111, 135
exec ^r . &c. of Cooke agt.,	165, 166
Capt., Cooke, exec ^r ., &c. agt.,	179
accusation by, (case of Uriah Cleoments)	283
Mr., (case of Wm. Clapp &c.)	285, 286
John, (Jury)	171
Nathaniel, Homes agt.,	290
of Boston, Merch ^t ., exec ^r . of Loft agt.,	337
agt. exec ^r . of Loft	350
Mr., land of, (Butler agt. Hollowell &c.) (exec ⁿ .)	381
Thomas, (2 ^d . Jury for trials &c.)	79, 215
(Grand Jury)	244
(Jury of attaints &c.)	289
OLLIVE BRANCH (ketch), mariners of, libel &c. agt. Barnes &c.,	181
OLLIVER. (<i>See</i> OLIVER.)	
ORCHARD	
Robert, surety & atty., agt. Winslow	29
searcher, (libel &c.)	75
agt. Pollard	109
Sandford agt.,	196
Raymond agt.,	224
ORDINANCES OF CHRIST in Boston (answer to motion of Wm. Leatherland),	21
ORNE, BENJ^l., Norman agt.,	267, 273
OSGOOD, JN^o., Left., &c., Selectmen of Andover, agt. Fuller	108
OTTO (OR HAWTO) PEETER, Capt., &c., atty ^s ., agt. White &c.	129
OUGHTRIED	
Charles, atty., agt. Hawkins	68
Poole agt.,	81
atty., agt. Blackleach &c.	85
Palmer &c.	123
OWEN	
Hannah, of Braintree, case of, (forbidden to cohabit with her husband Josiah)	361
Josiah, case of his wife Hannah, (forbidden to cohabit)	61
Phillip, mariner of ship George, &c. (complaint &c.)	41
OXE	
Robert, Longfellow &c., agt.,	112
by atty. agt. Melott	124
agt. Keene	124
OXENBRIDGE, JN^o., Mr., &c., trustees &c., Rice agt.,	24
OYES, proclamation by an, (case of Eliz th . Fanning)	358
OYNES, JN^o., under name of Mr. Woodman, ment ^d . (case of Ephraim Beamis)	116
OYSTER RIVER, Ensigne Jn ^o . Davis of,	147

	PAGE
PADDY, THO., &c., Bennet agt.,	184
PAGE OF PAIGE	
——, Mr., &c., Melynes &c. agt.,	15
Anna, Mrs., &c., Wisewall, agt.,	249
& husband Nicholas, agt. Wisewall	255
Wisewall &c.	256
Nicholas, merchant, &c., libel &c. of Davenport agt.,	77
libel &c. of Wilkins agt.,	92
Mr., &c. agt. Dudley &c.	155
atty., West agt.,	157
agt. Brimsden	168
Mr., (order as to ship Edward & Ann)	170
Capt., Carr agt.,	181
of Boston, merchant, &c., bond by,	210
&c., Wisewall agt.,	249
bond by, (Wisewall agt. Paige &c.)	249
Capt., & wife Ann agt. Wisewall	255
&c., Wisewall &c. agt.,	256
Mr., & wife Anna agt. Wisewall &c.	256
Col., surety on bond of appeal, (information agt. Lawrence)	344
atty., agt. Morrell	348
PAGUSKMENT (alias PETER) (Indian) case of, (murder)	54
PAIGE. (See PAGE.)	
PAINE OF PAYNE	
Elisabeth, spinster, case of, (infanticide)	228
John, Hutchinson agt.,	28
Mr., est. of, mentd. (Brattle agt. Knight, admr., &c.)	101
est. of mentd. (case of Capt. Tho ^s . Brattle)	103
Moses, (Grand Jury) 78, 94, 133, 244, 301, 305	
Steeven, (1 st . Jury of appeals &c.)	274
William, &c., sureties on bond of attaint, (Perkins agt. Fenno)	257
Wm., blacksmith, Lilly agt.,	280
PALMER	
Christopher, Colcord agt.,	19
Barefoot agt.,	98
John, &c., Sheaffe agt.,	123
est. of Windor in hands of, &c., Baskerville agt.,	141
Lesly, Newman agt.,	227
Sarah, wife of John Palmer, (Sheaffe agt. Palmer &c.)	123
Tho., Sheaffe agt.,	98
PAPER, wearing of, as a badge. (See PUNISHMENT.)	
PARKE, THO., (Jury of trials)	56
PARKEMAN, ELIAS, Townsend agt.,	24
PARKER	
John, bond by,	57
&c., order as to rendezvous & marching "with the forces,"	58
Tho., &c., sureties, bond by, (case of Jn ^o . Parker)	57
PARKES. (See PARKS.)	

	PAGE
PARKHURST, Jn ^o ., (Jury for attaints)	267
PARKS or PARKES	
Tho., (2 ^d . Jury for trials &c.)	203
William, Mr., (Grand Jury) 43, 59, 94, 119, 133, 202, 232	224
(2 ^d . Jury for trials &c.)	229
Deacon, (order on est. of Savage)	229
Mr., &c., com ^{te} ., (order on est. of Savage)	229
PARLIAMENT	
Act of, (case of Josiah Cobbham)	171
for encouragement of trade &c. (information ag ^t . Lawrence)	343
preventing fraud &c. (information ag ^t . Lawrence)	343
PARMITER	
John, Mr., &c., chosen constable of Boston & oath	80
(Jury)	171
(1 st . Jury for trials &c.)	181
plaintiff, (appeal)	196
(Jury for attaints)	232
(Jury for trials &c.)	233
PARRECK or } PARRICK }	
John, master of ketch Brothers Adventure, (libel &c.)	91
PARRIS	
Owen, of Barbadoes, ag ^t . Fletcher	202, 203
Samuel, ag ^t . Harris	250
Mr., (Jury for attaints)	255
(1 st . Jury for appeal)	256
foreman, (Perkins ag ^t . Fenno)	257
(Thomas ?) Mr., " "	257
Thomas, Jacklin ag ^t .,	274
PARRY, Wm., (1 st . Jury for trials &c.)	120
PARSON or } PARSONS }	
Joseph, of Northampton, case of his wife Mary, (witchcraft)	81, 33
(Jury for attaints)	255
(1 st . Jury for appeal)	256
&c., of Boston, merchants, Bulkley ag ^t .,	338
Mary (Courts order to send for witnesses)	81
wife of Joseph Parsons, case of, (witchcraft)	81, 33
William, &c., mariners, (libel &c.)	40
ment ^d . (Hundlocke ag ^t . Baker &c.) (exec ⁿ .)	389, 390
PASON	
Ephraim, (2 ^d . Jury of trials)	346
Giles, (Grand Jury) 44, 65, 232, 244, 251	108
(1 st . Jury for appeals &c.)	25
John, (2 ^d . Jury for trials &c.)	255
Samuel, (Jury for attaints)	257
(1 st . Jury for appeal)	166
PATCH, ———, Davenport ag ^t .,	

	PAGE
PATRICK, MOSES, mariner of ship John & Mary, &c. (libel &c.)	40
PATRICK OF }	
PATRIDGE }	
Nehemiah, agt. Waynwright	46
PATTEN or PATTYN	
John, by atty., agt. Dyer	4
agt. Winsley	4
Mr., agent &c., (libel &c.)	55
Thomas, atty., agt. Dyer	4
agt. Winsley	4
of Boston, merchant, (libel &c.)	43
PATTESHALL	
Richard, Checkly agt.,	227
agt. Heskett	292
PATTYN. (See PATTEN.)	
PAUL	
John, of Lynn, agt. Barrow	345
Samuel, (Jury of trials &c.)	33
(2d. Jury for appeals &c.)	108
(2d. Jury for trials &c.)	153
(Jury of attainments)	244
(1st. Jury for trials &c.)	245
PAYNE. (See PAINE.)	
PAYTON, BAZALBELL, his admr., Bullis agt.,	113
PEACOCK OF }	
PEACOCKE }	
PEACOCKE }	
Mary, wife & atty. to Saml. Peacock, agt. Pen	278
Samuel, Knight agt.,	135
his wife & atty. agt. Pen	273
PEAKE, JONATHAN, (1st Jury for trials &c.)	224
PEARCE }	
PEARS }	(See PEIRCE.)
PEARSE }	
PEASE	
Gurtrude, widow of Henry Pease, (case of Ellacot)	252
Henry, murder of, mentioned "	251
Jno., agt. Freake	80
Samuel, commander of sloop Mary, (case of Pound &c.) 308, 309, 311-318	
PEASLEY, JOSEPH, agt. Clark	221
PECK OF }	
PECKE }	
Thomas, agt. Lanton	8
Trumble agt.,	219
PECKER	
James, (Grand Jury)	266
of Boston, housewright, (case of Uriah Cleoments)	284
order as to, (case of Wm. Clapp)	286, 287

	PAGE
PEETERS	
Richard, &c., mariners of ketch John & Benjamin, (libel &c.) . . .	117
(exec ⁿ .)	373-4
PEGGY or }	
PEGGY	
Edward, of Boston, agt. Crisp	365
PEIRCE or PEARCE, PEARS, PEARSE, PEIRSE	
Antho., (Grand Jury)	94
Elizabeth, (case of Benj ^a . Symons)	73
Joseph, declaration by, (case of Sara Bradbrook)	145
[Boston] (Jury)	210
[Watertown] (Jury)	210
Moses, agt. Mumford	225, 246
Nathaniel, Chocke agt.,	141
Nehemiah, plaintiff, (appeal)	167
fine remitted	170
Samuel, (1 st . Jury of trials &c.)	66, 70, 245
(Jury of attaints)	244
agt. Haward	279
Thomas, (Jury for trial of attaint)	3
(1 st . Jury for trials &c.)	3
William, of Woburn, Read agt.,	351
PEIRPOINT. (<i>See</i> PIERPONT.)	
PEIRSE. (<i>See</i> PEIRCE.)	
PELLICAN (ketch), master of, &c. (libel &c.)	62
PELTON	
John, Sen ^r ., (Grand Jury)	17
(Grand Jury)	120
Robert, late mate of bark Hope, (libel &c.)	148
Samuel, agt. Thompson	162
PEMAQUID , appointment of constables at,	12
PEMBERTON	
James, (Grand Jury)	179, 214
case of his negro	198
Baker agt.,	259
Joseph, &c., Baker agt.,	267
Mary, (case of Geo. Russell)	169
Thomas, &c., Baker agt.,	267
Jacklin agt.,	268
PEN, WM. , Peacock agt.,	273
PENTECOST or }	
PENTICOST	
Jun ^o ., (Grand Jury)	32, 140
PEPEN, SAMUEL , agt. Marshall	143
PEPPER, ROBT. , (2 ^d . Jury for trials &c.)	18
PERKINS	
Abraham, Atkinson agt.	123, 136
Hovey agt.,	363

	PAGE
PERKINS, continued.	
David, of Beverly, (case of Phillip Darland, &c.)	252-3
Edmond, agt. Smith	239
agt. Merrill	244
agt. Fenno	257, 258, 266
of Boston, shipwright, agt. Winslow	323
PERRIN, JOHN, &c., mariners of ship Apollow, agt. Hollaway &c.	132-3
PERRY	
Ann, case of, (scandalous offence)	197
pet. for divorce	229
(alias Ann Sheffield), Homes agt.,	261, 266
agt. Homes (exec ⁿ .)	386-388
Samuel, Jury of attaints	244
(2 ^d . Jury of trials &c.)	245
Seth, (Jury of inquest) (inquisition on body of Bickford)	34
agt. Deane	80
Turnor agt.,	122
agt. Hurd	215, 216
Waterhouse agt.,	325
(Grand Jury)	345
of Boston, agt. Alford	352, 363
PERSY, ISLE OF, ment^d. (libel &c. agt. ship St. John Frigott)	353
PETER (alias Paguskmenut) (Indian), case of, (murder)	54
PETIT, HENRY, Dawes agt.,	268
PETIT GUANARE or }	
PETIT GUAUARE	
ment ^d . (Lemoigne agt. White &c.)	129
PETIT JURY. (See JURY.)	
PETTEE, JAMES, &c., seamen &c. of ship Lixborn merchant (libel &c.)	92-3
PHILLIP (bark) belonging to Freahe (case of Rodriego &c.)	35-39
PHILLIP (Indian?), his man & David Indian ordered to be sent away	54
PHILLIP, SAMUEL, &c., agt. Holliock	248
PHILLIPS	
Henry, (Grand Jury)	251
John, (1 st . Jury for trials &c.)	17
(Grand Jury)	82, 94
&c., of Charlestown, merchants, (libel &c.)	55
Mr., (2 ^d . Jury for trials &c.)	59
Esq ^r ., present at Court	302, 305, 320-322, 327, 345, 359, 361
Jnothan, (2 ^d . Jury for trials &c.)	275
Samuel, &c., agt. Holliock	248
Wm., (Petit jury)	323
Zachary, case of,	84
PHIPPS or }	
PHIPS	
Samuel, (Jury for attaints &c.)	255, 288
Mr., (1 st . Jury for appeals &c.)	289
(Special jury)	363

	PAGE
PHIPS or PHIPPS, continued.	
Solomon, (Jury)	160
(1 st . Jury for trials &c.)	181
&c., ag ^t . Bowers	224
drivers of Charlestown common, Bowers ag ^t	232
(Grand Jury)	336
William, ag ^t . Dudson	102
ag ^t . Hamond	113
commander of ship Resolution, &c., Poole &c. ag ^t	211-213
Sr., commander of frigott Golden Rose ag ^t . Bronsdon	337-8
PHOENIX (ship) master of, &c. (libel &c.)	76
PICKARD, JN^o., &c., lot layers, ag^t. Longfellow	134, 148
PICKERING	
John, Waynwright ag ^t	46
ag ^t . Frost	69
PICKMAN, NATHANIEL, Sen^r., &c., appraisers, (Manning ag^t. overseers &c.)	377
PICKMAND, BENJA., Archer &c. ag^t.	275
PIERPONT or PEIRPOINT	
John (Grand Jury)	56, 202, 214
Robert, (Jury for attaints)	266
(Grand Jury)	302, 303
PIETERSON, CLOICE, mate of ship Salamander, &c. (libel &c.)	179
PIGGET, ROBERT, &c., finding of jury for, (case of Ludden &c.)	5
PIKE or PYKE	
Robert, Major, ag ^t . Gove	6
Gove ag ^t	16
Hooke ag ^t	154
Mr. or Esq ^r ., present at Court	209, 214, 241, 243, 255, 266, 237, 298, 300, 326
Esq ^r ., ag ^t . Winsley	279
PILLORY. (See PUNISHMENT, Miscellaneous.)	
PINCHON. (See PYNCHON.)	
PINNOCK, THOMAS, murder of, (case of Leonard Pomery)	242-3
PIPER, NATHANIEL, Keine ag^t.	9
PIRACY &c. (See CRIMES.)	
PIRATES ment^d. (case of Tho^s. Mitchell &c.)	42
PISCATAGE or }	
PISCATAQUA }	
Mr. Norton of,	19
Robert Williams of,	30
PITCHER, JN^o., &c., Randolph, Coll^r., ag^t.	219
PITE, GEORGE, &c., Dauson ag^t.	289
PITMAN	
William, plaintiff, (appeal)	109
bond declared forfeited	110
PITTAM or }	
PITTON }	
John, &c., sureties on bond of attaint, (Thaier ag ^t . Savage)	186
Wardell ag ^t	260

	PAGE
PORTER, continued.	
Abel, Sen ^r ., Lytherland ag ^t .,	195
Jun ^r ., Moore ag ^t .,	246
Joseph, ag ^t . Flood	196
PORTINGALL, CHRISTOPHER, case of, (rape)	230
PORT ROYAL ment^d. (libel ag^t. bark Speedwell)	352
PORTSMOUTH (Town of)	
Jn ^o . Cutt of,	8
County Court at, (Sevy ag ^t . Deering)	18
(Barefoote ag ^t . Shackford)	67
(Pickering ag ^t . Frost)	69
(Waldron ag ^t . Tare)	120
and Dover, Courts at, June [1876] (libel &c. ag ^t . Thornhull)	75
Court of Associates at, (Porter ag ^t . Cater)	138
30 Sept. 1879 (Waldron ag ^t . Walton)	153
PORTUGAL FRIGOTT of the Harbor of St. Mallo ment^d. (libel &c. ag^t. ship William)	333
POTTER	
Edmond, of Ipswich, Davison ag ^t .,	364
Robert, Sen ^r ., &c., atty ^s ., ag ^t . Apleton	279
POTTS, JOHN, &c., mariners of pink Endeavor (libel &c.)	117, 118
POUND	
Thomas, of Boston, mariner, case of, (piracy &c.)	307, 308, 320, 322
&c., confederating with, (case of Wm. Neffe)	321
POWELL or } POWELL }	
Ralph, ag ^t . Cotton	167
PRATT, WILLIAM, (2^d. Jury of trials)	346
PRENTICE	
James, (1 st . Jury for trials &c.)	120
Thomas, Sen ^r ., (1 st . Jury for appeals &c.)	108
(1 st . Jury for trials &c.)	215
PRESTON	
Daniel, (Jury for attaints)	181
(2 ^d . Jury for trials &c.)	181, 215
(Grand Jury)	202, 273
Jnothan (1 st . Jury for appeals &c.)	274
PRICE	
Elizabeth, Mrs., her exec ^r . ag ^t . exec ^r . of Price	328
John, Capt., exec ^r ., exec ^r . of Price ag ^t .,	328
case of Croad ag ^t ., ment ^d . (pet ⁿ . of Croad & decree)	356
Walter, Capt., his exec ^r ., exec ^r . of Price ag ^t .,	328
case of Croad ag ^t ., ment ^d . (pet ⁿ . of Croad & decree)	356
PRISON	
commitment to, (case of Ruth Read &c.)	10, 29, 30, 50, 51
(case of Richard Scott)	60

	PAGE
PRISON, continued.	
commitment to, (answer to pet. of Rebeckah Cooly)	116
(case of Morris Conway)	144
(case of Thomas Waters)	158
(case of Capt. Laurence)	170
(case of Cheffaleer, negro, &c.)	197, 198
(case of George Fairfax)	200
(case of Mary Webster)	229
(case of Joshua Rice)	234
(case of Samuel Bayly)	251
(case of Wm. Clapp)	284
(case of James Morgan)	295
(case of Joseph Indian)	296
(Butler agt. Hollowell &c.) (exec ⁿ .)	382
in Boston, commitment to, (case of Mary Parsons)	31
(case of Hannah Owen)	361
keeper of, Walter Gendall sent by mittimus to,	90
order on pet. of,	114
(Sheffield agt. Homes) (exec ⁿ .)	387
(Hundlocke agt. Baker &c.) (exec ⁿ .)	389
ment ^d . (answer to pet. of Wm. Morse)	190
breaking of, (case of Robert Dendy)	115
(order on bill of charges of Bell &c.)	116
prisoner brought from, (case of Alexander Colman)	127
(case of Joshua Rice &c.)	240
(case of Joseph Gatchell)	253
(case of Uriah Cleoments &c.)	283-4
release from, est. being rendered, (order on complaint of Walters)	169
paying charges, (order on pet ⁿ . of Warner)	146
prisoner returned to, (case of Tho. Davis &c.)	189
(case of Phillip Darland &c.)	252, 254
(case of Wm. Clapp &c.)	285
(case of Hugh Stone)	303
ment ^d . (order as to account of Earl)	250
(order as to Gardiner)	281
(case of Bridget Denmarke)	358
(case of Richard Lillie)	359
prisoner discharged from, (order on pet. of Haukins)	31
(" " " " Knights)	254
at Cambridge, (order on complaint of Bernard)	283
PRISONER DEBTOR, sale of, (order on pet. of Jn ^o . Sparrey)	146
PRIVATEER in Boston Harbor, (case of Peeter Lorphelin)	146
PRIVATEERS &c. ment ^d . (libel &c. agt. ship William)	333
PROCLAMATION of his Majesty ment ^d . (libel agt. Andreason &c.)	264
PROUT	
Ebenezer, Dunster &c. agt.,	143
Capt., agt. Brooks &c.	349
Timothy, Mr., Sen ^r ., (Jury)	149

	PAGE
PROUT, continued.	
Timothy, Mr., Sen ^r ., &c., appraisers, (libel &c. ag ^t . Schinking) (exec ⁿ .)	378-9
Wm., exec ^r . of Scarlet ag ^t .,	95
PROVIDENCE, goods &c. sold at, (Bulkley ag^t. Thayre &c.)	338
PROVIDENCE (ship)	
of Lime, master of, libel &c. of Bacon &c. ag ^t .,	40
mariner &c. of, Waterhouse ag ^t .,	350
PUBLIC NOTARY ment^d. (case of John Weaver)	23
PUBLIC WORSHIP, disturbance at, (case of Alex^{dr}. Colman)	127
PUDNEY, Jn^o., Gardiner ag^t.,	110
PUNISHMENT	
Capital	
case of Benj ^a . Goad	11, 14
Tom Indian	22
Robt. Driver	30
Nicholas Faevor	32
Peter Rodriego	35
John Roads &c.	37
Rich ^d . Foulter	37
Peeter Grant	38
Randolph Judson	38
Samuel Guile	50
Little Jn ^o . Indian	53
Stephen Goble	71
Daniel Goble, &c.	72-3
Basto, negro.	74
Caleb, Indian, &c.	76
Maria, negro, (sentenced to be burned to death)	198
Jack, negro,	199
Wm. Cheny	199
James Morgan	295
Hugh Stone	303-4
Thomas Hawkins	306, 320, 322
Thomas Pound	308, 320, 322
Thomas Johnston	310, 320, 322
Eleazer Buck	311, 320, 322
John Sickterdam	312, 320
Wm. Dun	314, 320
Richard Griffin	315, 320
Daniel Lander	316, 320
William Warren	318
Samuel Watts	319, 320
William Coward, &c.	320, 322
Elizabeth Emmerson	357
Banishment	
case of Walter Gendall	102
Ellinor May	138
Thomas Waters	158

PUNISHMENT, *continued.*

PAGE

Banishment

case of Thomas Davis &c.	189
complaint of Boston Comm ^{rs} , &c. ag ^t . Sherlot	197
case of Cheffaleer, negro, &c.	197, 198

Miscellaneous

by pinning paper on the breast with inscription, & whipping (case of Ruth Read)	10
by fining (case of John & Sam ^l . Bennet)	11
by admonishing (case of George Cole, &c.)	12
by censuring (case of Nicholas Shapleigh)	12
by whipping (case of John Weaver, &c.)	23
(case of Edward Thomas)	24
by fining (case of Bozoone Allen)	29
by admonishing (case of Paul Batt)	29
by standing on the gallows with a rope about her neck &c. (case of Anna Negro)	30
second punishment remitted (case of Mary Hawkins)	31
by whipping (case of Thomas Mitchell &c.)	42
by fining (case of Mr. Ting)	52
(case of the Deputy Governor &c.)	52
by whipping (case of old Jethro, Indian)	54
by fining (case of Jn ^o . Foster)	54
(case of Jacob Jesson)	55
by standing on the gallows with rope about the neck & whipping (case of Maurice Brett, &c.)	56-7
by standing in the pillory with ear nailed to it, ear to be cut off, fining & whipping (case of Maurice Brett)	57
by fining (case of James Foord)	60
(case of Ezekiel Fogg)	61
(case of Richard Scott)	61
(case of Jonathan Woodman)	62
by standing on the gallows with a rope about the neck, and whipping (case of Tho ^s . Davis &c.)	70
by standing on the gallows with a halter thrown over it, and whipping (case of Peter Cole &c.)	74
by fining (case of Jn ^o . Flynt)	85
(case of Peeter Bent, Jun ^r .)	86
(case of Jn ^o . Haughton)	87
(case of Mr. Isaack Waldron)	89, 90
(case of Sam ^l . Symonds, Esq. Dep ^y Gov. &c.)	90
by running the gantlet, rope about the neck, forfeiture of lands & banishment (case of Walter Gendall)	102
by running the gantlet (case of Jn ^o . Watts)	103
discharge as commissioner & fined (case of Capt. Thomas Bratle)	103
by fining (case of Wm. Bowdish)	103
by whipping & fining (case of Wm. Pope)	104

PUNISHMENT, *continued.*

PAGE

Miscellaneous

by fining (case of Sam ^l . Hunting)	114
by standing on the gallows with a rope about his neck & whipping (case of Darby Bryan &c.)	115
by whipping or fining (case of Robert Dendy)	115
by standing on the gallows with a rope about his neck and whipping (case of Ephraim Beamis)	116
by whipping (case of Alexander Colman)	127
(case of Ellinor May)	138
(case of George Shepardson)	144
(case of Morris Conway)	144
by admonishing (case of Rich ^d . Chamberlain)	145
by whipping (case of Sara Bradbrooke &c.)	145
by standing in the pillory and having both ears cut off (case of Peter Lorphelin)	146
by fining (case of Nicholas Shapleigh &c.)	147
(information ag ^t . Armitage)	176
(case of Jn ^o . Dyar)	188
by whipping &c. (case of Thomas Davis &c.)	189
(case of Ann Perry)	197
by branding in the forehead with the letter B, and whipping &c. (case of George Fairfax)	200
by whipping (case of Wm. King)	201
(case of Elisabeth Payne)	228
(case of James Fuller)	229
by standing on the gallows with a rope about the neck & whipping (case of Joshua Rice &c.)	240
by burning the hand &c. (case of Leonard Pomery)	243
by standing on the gallows with rope about the neck & whipping (case of Phillip Darland &c.)	252-3
by placing head & hand in the pillory & having tongue pierced with a hot iron (case of Joseph Gatchell)	254
by fining & whipping (case of John Dounton)	272
by branding on forehead with letter B, and having both ears cut off, &c. (case of Uriah Cleoments)	284
by fining (case of Wm. Clapp &c.)	285-6
by whipping &c. (case of Joseph Indian)	296
by fining (case of Mr. Edward Thomas)	305
by payment of court charges (case of Jn ^o . Newhall, tertius, &c.)	307, 321
by paying charges of prosecution &c. (case of Robin, negro)	321
by fining (case of Josiah Littlefield)	356
(case of Bridget Denmarke)	358
(case of Richard Lillie)	359
by standing in the pillory with a paper signifying his crime &c. (case of Martin Williams)	360

	PAGE
PURCHIS or } PURKIS }	
George, substitute, (Sheaffe agt. Palmer &c.)	123
atty., agt. est. of Windor &c.	141
Olliver, Mr., (Hutchinson agt. Payne)	28
&c., Brattle agt.,	100, 101
PUTMAN. (See PUTNAM.)	
PUTNAM or PUTMAN	
John, &c. plaintiffs, (appeal)	123
Left., Baker agt.,	214
agt. Baker	256
Capt., of Salem, Rea agt.,	329
Nathaniel, Sandford agt.,	19, 44
for owners of the iron works, Gold &c. agt.,	27
Gold agt.,	45
&c., plaintiffs, (appeal)	123
Nathani[el], Allin agt.,	192
Thomas, Left., Richards agt.,	44
PYKE. (See PIKE.)	
PYNCHON or PINCHON	
——, Major, (courts order to send for witnesses)	31
John, Senr., Esq ^r ., his assignee, Collecot agt.,	8
Junr., assignee, Collecot agt.,	8
Esq ^r ., present at Court, 16, 23, 33, 34, 65, 70, 76, 92, 94, 119, 128, 130-132, 149, 150, 190, 209, 223, 229	
(Grand Jury)	255
of Boston, merchant, agt. Forster &c.	328
QUARLES, WM., Lummas agt.,	239
QUEBEC, ship St. John Frigott of,	353
QUESTION as to power of clerk of the writs (Olliver &c. agt. Town of Lynn &c.)	111
QUILTER	
Francis, agt. Quilter	156
Joseph, Quilter agt.,	156
QUINSEY, DANIEL, (1 st . Jury for trials &c.)	224
RAGLAND	
John, &c., mariners of ketch John & Benjamin, (libel &c.)	117
(exec ⁿ .)	373-4
RAINSFORD. (See RAYNSFORD.)	
RAND	
Isaac, mate of ship John & Mary, &c. (libel &c.)	40, 41
& Co., Smith agt.,	46
Nathaniel, (Jury for trial of attaint)	134
(1 st . Jury of trials &c.)	135
RANDOLPH	
——, Mr., &c., warrant "signed to,"	171

RANDOLPH, *continued.*

PAGE

——, Mr., bill of costs agt., vote by Magistrates &c. as to, . . .	220
Barnard, Mr., Dep ^y . Collr., (information &c.) . . .	230
Edward, Esq ^r ., Collr. &c. agt. pink Expectation . . .	149
Gretian &c.	150
Jackson &c.	160
fifty hogsheads of tobacco &c.	168
Clay	170, 171
Cobbham to answer to charge of, . . .	171
allowance to,	171
agt. Armitage &c.	175, 176
bark Gift of God &c.	176
Huling &c.	176
two hogsheads of Irish yarn in hands of Harding	177
ship Expedition &c.	177
Hutchinson	209
Boury &c.	210
Place	210
Armitage agt.,	210
agt. Place ment ^d . (bond by Shrimpton &c.) . . .	211
Pitcher &c.	219
Wallis	219
Willet	220
ketch Newbery &c.	220
Leveret agt.,	223
RAPE. (<i>See</i> CRIMES.)	
RASTER, LUKE, merchant, &c., case of,	107
RATES, neglecting to gather, (Mason agt. Stone &c.) . . .	346
RAUSON. (<i>See</i> RAWSON.)	
RAVENSCROFT, SAMUEL, Mr., &c., Lemoigne agt.,	129
RAWSON OR RAUSON	
Edward, Secretary &c., record &c. attested &c. by, 19, 26, 39, 46, 62, 75, 85, 101, 104, 106, 121, 124, 127, 130, 132, 139, 147, 166, 169-172, 190, 206, 208, 211, 214, 216, 224, 229, 231, 240, 249, 250, 253, 263, 264, 265, 271, 272, 282, 293, 294, 301, 371, 372, 373, 376, 378, 380, 382, 383, 386, 387, 388, 390, 391, 393	
mem ^o . by,	19, 21, 25
ment ^d . in margin, 85, 121, 146, 147, 154, 157, 203, 296	
execution certified by, 371, 372, 374, 377-379, 381, 383, 388, 389, 392	
&c. agt. Stoughton &c., comm ^r .,	208, 209

	PAGE
RAWSON OR RAUSON, <i>continued.</i>	
William, agt. Glover &c.	26, 65
agt. Billing or (Billings)	26, 96
&c., securities on bond of attain, (Woodmansey agt. Joy)	45
agt. Briggs	65
atty., agt. Baker	162
&c. agt. Stoughton &c., comm ⁿ	208, 209
agt. Gilbert	245, 255
&c., sureties on bond of attain, (Baker agt. Wharton)	248
(2d. Jury for trials &c.)	274
RAYMOND	
—, ment ^d . (order on pet. of Dwight)	200
—, " (case of George Fairfax)	200
Daniel, by atty., agt., Orchard	224
RAYNSFORD OR RAINSFORD	
Solomon, &c., Greene agt.,	109
agt. Winthrop, Treasurer, &c.,	366
REA, DANIEL, of Salem, agt. Putnam	329
READ or }	
READE }	
Christopher, (Jury for appeals)	233
(Jury for attaints)	233
Gibson agt.,	271
George, of Woburn, agt. Pearse	351
Phillip, &c., sureties, agt. Williams	68
Dr., Gifford agt.,	185, 192
agt. Bacon	281
Robert, mariner of ship Merchants Adventure, &c., agt. Stone	213
Ruth, case of, (adulterous carriage)	10
Wm., case of his wife Ruth	10
REASONS OF APPEAL	
not signed (Martyn agt. Winsley)	5
non suit for, (estate of Wm. Snelling)	153
(Williams agt. Townsend)	155
(Holman &c. agt. Michelson)	213
(Peasley agt. Clark)	221
(Wright &c. agt. Sparrey)	235
reflections declared in, (case of Paul Batt)	31
(case of Mr. Isaac Waldron)	89
&c. to be delivered up (Woodbridge agt. Gerrish)	68
not being seasonably brought in, non suit for, (Wing agt. Halsey)	206
(Fosket agt. Foskett)	328
(Gookin &c. agt. Savage	
&c.)	329
(Savage agt. Savage	
&c.)	329
(Francis agt. Danforth),	330
time of Court being missed in, non suit for, (Wright agt. Sparrey)	235

	PAGE
RECORDS	
"second book" of, (Court of Assistants, beginning 8 Mar. 1678)	1
"day book" ment ^d . in margin (Court of Assistants or Admiralty),	16, 231
for executions, book of, (Court of Assistants)	371, 379, 382, 386, 388, 391
book of, (Court of Admiralty), ment ^d .	376
RECOVERY (ship)	
master of, libel of Gibbs ag ^t .,	75
&c., libel &c. ag ^t . Gibbs	76
libel &c. ag ^t . Woodmansey	118, 119
&c., libel &c. ag ^t . Checkly & wife	130
(exec ^{ns} .)	382-3
REDDING, ELLINOR , answer to pet. of,	223
RED FLAG , sailing under, ment ^d . (case of Thomas Pound &c.),	308, 309, 311, 312,
	317, 318
REDMAN	
John, Colcord ag ^t .,	18
atty., ag ^t . Town of Hampton	19
REETCH OR (KEETCH), J^{no}. , of Boston, (libel &c.)	105
REFLECTIONS. (<i>See</i> CRIMES.)	
RELIGION , scoffing at. (<i>See</i> CRIMES.)	
REMINGTON OF RIMINGTON	
—, Mr., foreman, (Wisewall ag ^t . Paige &c.)	250
Jonathan, (Mr.) (2 ^d . Jury for trials &c.)	71, 192, 362
(Jury for trials of attain)	192, 244
(Grand Jury)	242
(1 st . Jury for trials &c.)	245
Lt., foreman, (Jury of trials)	302
Mr. " "	311, 315, 317, 319
REPROACHFUL WORDS ag ^t . authority. (<i>See</i> CRIMES.)	
RESOLUTION (ship)	
of London, seamen of, libel &c. ag ^t . Cobb &c.	173
&c., libel &c. of Tompkins ag ^t .,	173
ment ^d . in margin	174
(Poole &c. ag ^t . Phipps &c.)	211-213
REUP (Indian) , of Marlborough, case of, (murder)	53
REYNOLD OR }	
REYNOLDS }	
—, Left., as to being a legal officer (Wharton ag ^t . Reynold)	193
Nathaniel, Wharton ag ^t .,	192
Left., Wharton ag ^t .,	202
RICE OR RISE	
Benj ^a ., ag ^t . Avery	273
Joseph (Jury for attain)	181
(1 st . Jury for trials &c.)	181
Joshua, of Boston, cordwainer, case of, (adultery)	234, 240
(case of Elizabeth Crockett)	234
Nicholas, by atty ^s ., ag ^t . trustees &c. of Bellingham	24
RICHARD (alias Frederick) (ship) , of Boston, libel &c. of Southack ag ^t .,	334-5

	PAGE
RICHARD, PETER, commander, (libel &c. agt. ship Marquis of Rojan) . . .	354
RICHARD & Mary (ship)	
of Swansey (case of John Weaver)	23
(case of Edward Thomas)	24
RICHARDS	
——, Mr., to appoint time &c. (Newman agt. Smith)	25
Arthur, mariner of ship George, &c. (complaint &c.)	41
Edward, agt. Putman	44
&c., sureties on bond of attain, (Apleton, &c. agt. Hawkes &c.)	236
atty., agt. Apleton	279
probate of will of, (Bullard, &c. agt. judgment of County Court)	291
James, Esq., present at Court 22 Apr. 1686	300
John, Mr., &c., award of, mentd. (Newman agt. Smith)	25
Capt., &c., comm ⁿ ., chosen by freeman of Boston, allowed &c. by the Court 67, 96	
Esq., present at Court, 149-151, 161, 169, 172, 173, 176, 178, 179, 190, 202, 208, 241, 243, 251, 255, 266, 278, 287, 296, 297, 298, (300?) 302, 305, 320-322	
John, agt. Witter	187
(Grand Jury)	298
RIMINGTON. (See REMINGTON.)	
RING.	
Robert, agt. Worcester	82
agt. Buswell	82
RISE. (See RICE.)	
ROADS, OF }	
ROADS	
Henry, Apleton, agt.,	276-7
agt. Apleton	281
John, & Co., &c., libel of Freake &c. agt.,	34
&c., case of, (Piracy)	36
of Boston, case of, (Piratically seizing vessels &c.)	36
(case of Peter Grant)	38
&c., order for execution of,	39
pirates, (case of Thomas Mitchell, &c.)	42
Josiah, Hawthorn &c. agt.,	215
Theophilus, (Grand Jury)	361
ROBBERY. (See CRIMES.)	
ROBBINS	
Georg. &c., case of, (Killing of Indians)	57
Richard, (Grand Jury)	59, 78, 242
William, house &c. of, (Butler agt. Hollowell &c.) (exec ⁿ .)	381
ROBBINSON. (See ROBINSON.)	
ROBERTS	
John (Joseph ?), by atty., agt. Coleman	269
Tho., ship built by, (Smith agt. Hiskett)	339

	PAGE
ROBIE. (<i>See</i> ROBY.)	
ROBIN (Negro).	
servant of Andrew Gardner, case of, (murder)	304
servant, found guilty of manslaughter	305, 321
ROBINEAU, Stephen, mariner &c. of ketch Amittie agt. Assailly	324
ROBINSON or ROBBINSON	
John, master of brigantine Samuel (case of Lillie)	358
Nathaniel, Freake agt.,	102
Samuel (2 ^d . Jury for trials &c.)	79
Thomas, his guardian, admr. of Coggan & wife agt.,	17
ROBY or ROBIE	
Henry &c., agt. Evins	6, 136
agt. Colcord	7
atty., ment ^d . (Waldron agt. Walton)	153
William, instead of Jacklin (1 st Jury for trials &c.)	192
of Boston, merchant, Massey agt.,	303
feoffee &c., Foy agt.,	368
ROCHELL	
Jn ^o . Toton of, surgeon,	48
in France, Jn ^o . Bayly of,	55
Mons ^r . Abraham Michard, merchant in,	355
ROCHFORD, SAMUEL, &c., mariners of ship Ann & Hesther (libel &c.)	172
ROCK or } ROCKE }	
Joseph, adm ^r ., agt. Clarke	3, 4
agt. guardian of Robinson	17
(Mr.), agt. Francks	142, 143, 180
Mr., (libel &c., agt. Schinchinke)	178
RODRIEGO	
Peter, &c., libel of Freake &c. agt.,	34
Dutchman, case of, (piratically seizing vessels, &c.)	35
ROGERS	
Gamaliel, agt. Tite	234
John, (case of Ruth Read)	10
Rebeckah "	10
ROOPE, ANTHONY, his surety agt. Hughson	112
ROSE	
Robt., ment ^d . (case of Wm. Pitman)	110
Roger, Thayer agt.,	5
complaint of Griffyn agt.,	19
agt. Stowell	121
Yeales agt.,	184
ROST, THOMAS, Martyn agt.,	217
ROULAND (or ROWLAND), SAMUELL, agt. Hobbs	27
Row or } ROWE }	
Elias (Grand Jury)	17, 120, 202, 230, 232
(2 ^d . Jury of trials &c.)	141

	PAGE
Rowe &c., <i>continued.</i>	
El[i]jah, (Grand Jury)	278
Rowland (or Rouland), SAMUELL, agt. Hobbs	27
Rowley (Town of), Elizabeth Horsely of,	336
Rowley Woods in Massachusetts (case of Henry Toltwood)	336
ROXBURY (Town of)	
Benjamin Goad of,	10
ment ^d . (answer to pet. of Benj ^a . Goad)	14
house of Dr. Swan in,	198
Thomas Swann of,	198
Joshua Lambe of,	198
Jn ^o . Baker of,	260
John Hayward of, merchant,	352
RUCKE ———, Mr., (libel agt. Bartholmew &c.)	76
RUGGELS or	
RUGGLES }	
RUGLES }	
John, agt. Hudson	64-5
(Jury for trial of attain)	134
(1 st . Jury of trials &c.)	135
(2 ^d . " " " ")	203
Sen ^r ., (Jury of trials)	302, 311, 319
Samuel, (1 st . Jury of trials &c.)	65, 95
Left., (1 st . Jury for trials &c.)	120
(Jury for trials of attain)	192, 233
(2 ^d . Jury for trials &c.)	193
Left., (Grand Jury)	266
RUMING or }	
RUMINGS }	
Jn ^o ., Captain Hudson agt.,	101
RUMLEY MARSH or }	
RUMNEY MARSH }	
John Floyd of,	271
Thomas Brentnal formerly of,	326
RUSSELL or }	
RUSSELL }	
———, Mr., (order on complaint of Walters)	169
present at Court 12 Oct. 1683	241
George, Hon ^{ble} . Esq ^r ., case of, (fornication)	169
James, Mr. or Esq ^r ., present at Court, 58, 149, 150, 151, 159, 161, 178, 176,	
178, 179, 190, 202, 208, 209, 211, 213,	
214, 223, 228-232, 241, 243, 251, 266,	
278, 287, 296-298, 300, 302, 305, 320,	
321, 322, 327, 336, 345, 359, 361	
Bellingham, agt.,	164
Treasurer &c., Cobbham bound to,	171
&c. appointed to keep County Court at Essex	253
Homes agt.,	270

	PAGE
RUSSELL OR RUSELL, continued.	
James, Mr. or Esq ^r ., Treasurer &c. (bond by Wharton &c.) . . .	272
slandering of, (case of James Lowden) . . .	363
(Grand Jury)	78
exec ^r ., Golding ag ^t .,	98
Jason, (2 ^d . Jury of trials)	362
Joseph, (Jury of trials)	323
Richard, Esq ^r ., present at Court, 1, 15, 16, 23, 24, 32-36, 41, 43, 52, 55, 58, . . .	61
Treas ^r . &c., bond to, (case of Blandchard &c.) . . .	22
(Woodmansey ag ^t . Joy)	46
his exec ^r ., Golding ag ^t .,	98
Thomas, (Grand Jury)	35
Mr. &c., of Charlestown, merchants, (libel &c.) . . .	55
William, (Jury of trials)	345
(Jury)	360
RYALL	
Isaac, (Jury for trials of attain)	192, 256
(1 st . Jury for trials &c.)	192
(1 st . Jury for appeal)	257
Joseph, (1 st . Jury of trials &c.)	135
(2 ^d " " " ")	362
William, (Jury of attainments)	244
(2 ^d . Jury of trials)	245
(Jury of trials)	299
(Jury)	300
RYDER, JOHN, ag^t. Sharp	7
SABBATH, Court of Assistants sitting every day except the,	305
SABIN, BENJA., (Jury for attainments)	267
SAFFIN OF }	
SAFFYN }	
—, Mr., (Phips &c. ag ^t . Bowers)	224
John, Mr., (Grand Jury)	53
&c. chosen constables for Boston & oath	80
atty., ag ^t . Walley	99, 100
Mr., (Jury)	150
&c. chosen comm ⁿ . for Boston & oath &c.	168, 199, 214
ag ^t . Holt	187
Mr. &c. on behalf of Bowers ag ^t . Phipps &c.	232
ag ^t . Burton	281
Thomas, case of,	249
&c., bond by, (case of Thomas Saffin)	249
ag ^t . Baxter	282
ST. CHARLES (bark) (case of Wm. Johnson)	242
ST. CHRISTOPHERS, ISLAND OF,	
Mr. Wm. Woodrope, &c. of,	298, 300
Sanctillo Heynes of,	300, 301

INDEX.

553

	PAGE
SALISBURY (ketch)	
master of, (information &c.)	343-4
Burroughs &c. appointed to apprise,	356
ment ^d . (order as to appeal of Lawrence)	360
SALTER	
Jabez, Cheeckley ag ^t	47
(2 ^d . jury for appeals &c.)	108
(Jury of trials)	362
SALTONSTAL OF }	
SALTONSTALL }	
—, Mr. (order on complaint of Walters)	169
—, Maj ^r ., ment ^d . (March ag ^t . Carr)	367
Nathaniel, Mr., judgment confirmed (Griffyn ag ^t . Gove)	99
Esq ^r ., present at Court, 128, 130, 131, 133, 139, 148, 149, 150, 151,	
161, 179, 190, 202, 209, 214, 241, 248,	
255, 273, 302	
Richard, Esq ^r ., present at Court,	170, 175, 179, 190, 202
SAMBORN OF }	
SAMBORNE }	
John, &c., atty ^s ., ag ^t . Tilton	7
SAMUEL (brigantine) ment^d. (case of Richard Lillie)	358
SANDERS	
Mary, wife of William, petition for divorce	30
Robert, (Grand Jury)	32
Wm., pet. for divorce by his wife Mary,	30, 81
SANDEY, WINSOR, of Boston, mariner, Ball ag^t.,	351
SANDFORD }	
SANDIFORD } (See SANFORD.)	
SANDS	
John, ag ^t . Hutchinson	17
his exec ⁿ . ag ^t . Hutchinson respited	32
SANFORD OF SANDFORD, SANDIFORD	
—, land of, (Sandford ag ^t . Putman)	45
Abraham, &c., mariners, (libel &c.)	40
Elisha, &c., owners of ship Salamander, Woodman ag ^t .,	61
Henry, libel &c. of Parrick ag ^t .,	91
(Jury)	150
Robert, ag ^t . Putman	19, 44
ag ^t . Orchard	196
Tho., Mr., (1 st . Jury for trials &c.)	215
SARGEANT OF }	
SARJANT }	
—, Mr., ment ^d . (case of Sam ^l . Shrimpton)	298, 299
Elisabeth, & husband Peter ag ^t . Shrimpton, exec ^r ., &c.	276
Peter, Mr., & wife Elisabeth “ “ “ “	276
SARL. (See SEARLE.)	
SATLE OF SETLE	
Richard, (2 ^d . Jury for trials &c.)	121
(Grand Jury)	255

	PAGE
SAVAG OR }	
SAVAGE }	
——, Major, letter to, ment ^d . (case of Rich ^d . Scott)	60
Speaker, (Alden ag ^t . Clarke, as to bill of costs)	158
Ephraim, Capt., (Jury for attaints)	266
Willis ag ^t .,	268
&c., Savage ag ^t .,	329
Gookin & wife ag ^t .,	329
appraisers, (libel &c. ag ^t . Checkly & wife) (exec ^a .)	384-5
Jn ^o ., &c., mariners of ship Herron, (libel &c.)	159, 160
Mary, Mrs., relict of Tho ^s . Savage, Esq ^t ., order on estate	229
spinster, ag ^t . Savage &c.	329
Thomas, Major, &c., com ^a ., chosen by freeman of Boston and oath &c.	67, 96
Jun ^r ., (2 ^d . Jury of trials &c.)	96
(Jury)	149
Major, Apleton ag ^t .,	123
Man ag ^t .,	137
Esq ^r . or Major, present at Court, 150, 151, 159-161, 169, 170, 172, 176, 178, 179, 190	
Thaier ag ^t .,	186, 191
relict of, order on estate of,	229
SAWIN	
John, (2 ^d . Jury for trials &c.)	60
(1 st . Jury for appeals &c.)	274
SCANDALOUS OFFENCE. (See CRIMES.)	
SCARBOROUGH OR }	
SCARBOROW }	
Samuel, (Jury for trials of attainnt)	192, 267
(1 st . Jury for trials &c.)	192
SCARLET OR }	
SCARLETT }	
John, (2 ^d . Jury for trials &c.)	25
exec ^r ., ag ^t . Prout	95
(Grand Jury)	139
(1 st . Jury for trials &c.)	192
(2 ^d . Jury for appeals) "in behalf of" Incr. Sumner	256
(Grand Jury)	266
Samuel, Capt., &c., award of, ment ^d . (Newman ag ^t . Smith)	25
his exec ^r . ag ^t . Prout	95
SCATE, Jn ^o . (Jury for attaints)	180
SCATES, JOHN, (1 st . Jury for trials &c.)	181
SCHENKING }	
SCHINKING }	
SCHINKINK }	
or SHINCHINK, SHINCHINK	
Barnard, merchant, libel &c. of Gretian ag ^t .,	178
(exec ^a .)	378-380
SCILLY COVE in Newfoundland, ship William seized at,	334
SCIRE FACIAS, judgment on, (Stebbins ag ^t . English)	346

INDEX.

555

	PAGE
SCOFFING & C. (<i>See</i> CRIMES.)	
SCOTT	
John, (Jury of trials)	345
(Jury)	360
Richard, case of, (writing untruths &c.)	60, 61
SCOTTO or } SCOTTOW }	
Jn ^o ., &c., ag ^t . Calley	96
Joshua, Left., (Grand Jury)	17
Capt., (2 ^d . Jury for trials &c.)	79
ag ^t . Whelewright	152
Capt., by atty., ag ^t . Hutchinson	186
Norden ag ^t	292
deed by, ment ^d . (libel &c. ag ^t . Checkly & wife) (exec ⁿ .)	385
Tho., &c., exec ⁿ ., ag ^t . Sweeting	79
SCRIPTURE, "Math. the 12 th 82" and "Luke 17. 8." ment ^d . (pet ⁿ . of Isaac Waldron)	90
SCRIPTURE, SAMUEL, testimony by, ment ^d . (case of Joseph Spoonhaut (Indian))	53
SEAL OF THE COLONY ment ^d . (case of John Weaver)	23
SEALE, JACOB, of the Island of Jersey (libel &c. ag ^t . ship William)	333
SEARLE, or SABL, SERLL	
Ephraim, (Jury of trials)	299
(Jury)	300
Phillip, (1 st . Jury for trials &c.)	59
(2 ^d . " " " ")	60
Robt., (2 ^d . Jury for trials &c.)	96
SEARS or SERES	
Giles, of Ipswich (libel ag ^t . bark Speedwell)	352
Jn ^o ., Collicot &c. ag ^t	219
SEAYER } or SEVER SEAYOR }	
Caleb, (2 ^d . Jury for trials &c.)	215
Nath., (1 st . " " " ")	59
Robert, (Jury for trial of attaint)	2
(2 ^d . Jury for trials &c.)	3
(Grand Jury)	78
Sen ^t ., (Jury)	210
Suball, (1 st . Jury for trials &c.)	78, 152
SEAWALL. (<i>See</i> SEWALL.)	
SECRETARY	
ment ^d . (case of Benj ^t . Goad)	11, 14
(answer to pet. of Alvin Child)	12
(case of Wm. Darvall &c.)	14
in margin	16
(Courts order as to witnesses &c.)	81
(order for execution of Robt. Driver &c.)	83
(libel &c. ag ^t . Page)	92

	PAGE
SECRETARY, continued.	
ment ^d . (order on pet. of Elisabeth Bowers)	104
(order as to ten pounds caution money for court charges)	171
(order on pet. of John Gyfford)	231
(order on est. of Mr. Wade)	250
(libel ag ^t . Andreason &c.)	264
(order on pet. of Mr. Jon ^s . Wade)	265, 266
(Hitchins ag ^t . Browne)	276
(order as to Jon ^s . Gardiner)	281
(order on complaint by Sam ^l . Bernard)	283
(case of James Morgan)	295
(case of Samuel Shrimpton)	297-299
(libel ag ^t . Keech &c.)	298
(case of Hugh Stone)	304
(case of Thomas Hawkins)	306
(case of Thomas Pound &c.)	309-311, 320, 322
&c. to allow of bill of costs	31
ordered to put bond in suit (case of Edw ^d . Naylor)	32
allowance to, (order as to officers fees)	62
letter to, ment ^d . (case of Peter Lorphelin)	146
warrants to be issued by,	199
present at Court 18 Mar. 1681	208
SEDGWICK or SEDGWICKE }	
Robert, ag ^t . Willis	101
&c., appraisers, (libel &c. ag ^t . Checkly & wife) (exec ⁿ .)	384-5
SEDITION. (See CRIMES.)	
SEIZING INDIANS (case of Wm. Waldron &c.)	86-88, 91
SELECTMEN	
of Salem &c., cases referred to, (Lattimore ag ^t . James &c.)	20
of Andover ag ^t . Fuller	108
of Lynn &c., Olliver &c. ag ^t .,	111
ment ^d . (answer to pet. of Wm. Morse)	190
&c. for Boston, complaint ag ^t . Sherlot	197
ment ^d . (answer to pet. of Ellinor Redding)	223
of Charlestown (Phips &c. ag ^t . Bowers)	224
of Cambridge ag ^t . the drummers of Cambridge	289
of Marblehead, Vincent Stilson ag ^t .,	328
of Watertown, Joseph Mason ag ^t .,	346
SELLING INDIANS (case of Wm. Waldron &c.)	86-88, 91
SENDALL	
Samuel, (Grand Jury)	43
&c., ag ^t . judgment &c. of Stoddard, comm ^r .,	66
SERES. (See SEARS.)	
SEELL. (See SEARLE.)	
SETLE. (See SATLE.)	
SEVER. (See SEAVER.)	
SEVERANS, JOSEPH, Batt ag^t.,	9

	PAGE
[SEVERICK], WM., (Jury of inquest) (inquisition on body of Bickford)	34
SEVY, THOMAS, agt. Deering	18
SEWALL OF SEAWALL	
Samuel, Mr., (2 ^d . Jury for appeals &c.)	108
Esqr., present at Court, 255, 266, 273, 287, 296-298, 300, 302, 305, 321, 322, 327, 336, 345, 359, 361	
SEXTON	
Thomas, by atty., agt. Winslow	68
master of ship Elizabeth, dep. by, 14 June 1679	132
SHACKFORD, WM., Barefoote agt.,	67
SHADDOCK	
William, (Jury of trials &c.)	252
(1 st . Jury for appeals &c.)	289
(Jury of attaints &c.)	289
Inglesby agt.,	291
SHAKELEY, JOHN, &c., by atty., agt. Winslow	29
SHAPLEIGH	
——, Major, (answer to pet. of Edward Colcord)	24
Nicholas, Major, ment ^d . (answer to pet. of Alvin Child)	12
case of, (concealing goods &c.)	12, 13
answer to pet. of,	14, 16
&c., mariners of ship Jn ^o . Adventure, agt. Craty &c.,	147
case of, (lying)	147
SHARP OR }	
SHARPE }	
John, Ryder agt.,	7
(2 ^d . Jury of trials)	337
Richard, (Jury for trial of attaint)	3
(1 st . Jury for trials &c.)	3
SHARROT (OR STARAST) PAUL, Left., of ship Salamander, &c. (libel &c.)	179
SHATSWEL OR }	
SHATSWELL }	
Richard, agt. Jewet	205, 214
principal, &c., bond by, (Shatswel agt. Jewet)	205
SHATTOCK, PHILLIP, (2 ^d . Jury of trials)	337
SHEAFF OR }	
SHEAFFE }	
Sampson, agt. Hunkin	45
by atty., agt. Hawkins	68
Mr., by atty., agt. Blackleach &c.	85
[agt. Palmer	98
Mr., surety, &c., bond by, (Wharton agt. Reynold)	193
(Jury of trials &c.)	252
Samuell, of London, by atty., agt. Palmer &c.	123
SHEFFIELD	
(alias Perry) Ann, Homes agt.,	261, 266
agt. Homes (exec ⁿ .)	386-388
SHELLY, RALFE, master of ship Speedwell, &c., case of,	107

	PAGE
SHELSTON, ROBERT, of Boston, laborer, Devaulx agt.,	827
SHEPARDSON, GEORGE, case of, (inciting to theft)	144
SHEPHEARD, ANDREW, his exec ⁿ . agt. Sweeting	79
SHERLOT of }	
SHERLOTT }	
Henry, Mr., (Frenchman), dancing master &c., complaint of Boston comm ⁿ . &c. agt.,	197
SHERMAN	
Jn ^o ., Mr., (Grand Jury)	35
Joseph, (Jury for attaints)	181
(2 ^d Jury for trials &c.)	181
Mr., his servant &c., complaint of Bisco agt.,	286
SHICE, LAWRENCE ZACKARIAH, (Dutchman), master of ketch Hopewell, (libel &c.)	55, 56
SHINCHINK }	
SHINCHINKE }	(See SCHINKING.)
SHIPPEN	
Edward, (Jury for trial of attaint)	2
(2 ^d . Jury for trials &c.)	3
relict & adm ^r . of Davenport agt.,	99
att ^y ., agt. Sprague	222
Mr., wharf of, ment ^d . (libel &c. agt. Checkly & wife) (exec ⁿ .)	386
SHIPPING	
Act for encouraging &c. of, (Lason agt. Brenton, Coll ^r .,)	349
(libel agt. pink Three Brothers &c.)	355
(Shrimpton agt. Brenton, Coll ^r .,)	366
SHOARE	
Jonathan, agt. Yale	9
Sampson, agt. Gibbs	68
SHORTTRIGGS, WM., master of ketch Elinor (case of Coward &c.)	819
SHO SHANNOUGH (Jury for trial of Tom Indian)	22
SHRIMPTON	
Epaphras, Mr., testimony by, ment ^d . (Stanbury agt. Harris)	367
Henry, Mr., exec ^r ., &c., Sarjant & wife agt.,	276
Samuel, Mr., merchant, &c. (libel &c.)	34
(Grand Jury)	56, 255
Mr., (Case of Sarah Bradbrooke)	145
declaration by, (libel agt. pink Expectation)	149
of Boston, merchant, &c., bond by,	210, 211
Mr., &c., Webb agt.,	215
(Jury of trials, &c.)	228
of Boston, merchant, case of, (seditious actions)	297-299
as to indictment of,	301
Esq ^r ., present at Court 20 Jan. 1689	321
28 " "	322
owner of brigantine Mary, agt. Brenton, Coll ^r ., &c.	366
SHUTE, MICAELL, &c., appraisers, (Elliot &c. agt. ketch Friendship) (exec ⁿ)	392
SICKTERDAM, JOHN, case of, (piracy &c.)	311, 312, 320

SIMONS. (*See* SYMONDS.)

SIMPSON }

SIMSON } or SYMSON

John (Jury of trials) 302, 311, 319, 362

Saml. (Jury for attaints) 266

SKEATS, JOHN, (Petit jury) 323

SKELTON, ———, land of, ment^d. (Sandford ag^t. Putman) 45

SKERRY

———, ment^d. (case of Bethyah Gatchel) 138Henry, marshal generals deputy, return of execⁿ. by, (overseers &c.
ag^t. Manning.) 377of Salem, marshal, return of execⁿ. by, (Boober & wife ag^t.
Downing), 388

SKINNER

James, Waldron ag^t. 96

Nicholas, master of ship Dove, &c. (libel, &c.) 58

late master of pink Hopewell, (libel, &c.) 92

master of pink Dove, &c. (libel, &c.) (execⁿ.) 372-3Thomas, Lowle ag^t. 3&c., sureties on bond of attaint, (Apleton &c. ag^t. Hawkes
&c.) 236SLANDER. (*See* CRIMES.)SMALEBONES, Jn^o., &c., mariners of ship James Frygott, (libel, &c.) 128SMALL, STEPHEN, of Salem, ag^t. Bullock 339SMALLPOX, order as to, ment^d. (case of Wm. Pope) 104

SMART, JOHN, quartermaster of ship John & Mary, &c., (libel &c.) 40

SMIT or }

SMITH }

———, Mrs., widow, Egerton, ag^t. 166———, ag^t. Wharton &c., execution respited 286———, Mr., Wharton ag^t. 286Arthur, Perkins ag^t. 239

Christopher, pet. for divorce by his wife Dorcas 200

Daniel (2^d Jury of appeals &c.) 108(1st Jury for trials &c.) 203(1st Jury for appeal) 256

(Jury for attaints) 255

Dorcas, wife of Christopher, pet. for divorce 200

Edward (1st Jury for trials &c.) 203Elisabeth, widow relict of Francis Smith, ag^t. Hudson 44Francis, his widow relict Elisabeth ag^t. Hudson 44George, merchant, Newman, ag^t. 25James (2^d. Jury for appeals &c.) 108ag^t. Bouden 184John, his assignee, ag^t. Aglin 7

&c., capital offenders, (case of Nicholas Shapleigh) 13

merchant, atty., Newman ag^t. 25merchant, (libel &c., ag^t. Bull) 40

	PAGE
SMITH or SMIT, <i>continued.</i>	
John, merchant, and part owner of ship John & Mary (libel &c.)	41
(Grand Jury)	44, 202
merchant, agt. Rand & Co.	46
(Jury of trials)	57
Mr., agt. Lydget	113
(2d. Jury for trials &c.)	121
Clarke agt.,	236
Esq ^r ., present at Court,	302, 305, 320, 322, 336, 359
Jonathan (2d. Jury of trials)	362
Joseph, plaintiff, (appeal)	9
Golding & wife agt.,	193
acknowledgment by, (Golding & wife agt. Smith)	194
Migeley agt.,	195
atty., Goulding agt.,	204
Wharton, &c., agt.,	271, 282, 293
as to bond of, (order on pet. of Richd. Wharton &c.)	272
Katherin, costs granted to, (Egerton agt. Smith)	166
for her son John, Clarke agt.,	236
Launcellot, complaint agt. Lynch	240, 241
Michael, killing &c. of, ment ^d . (case of Mary Hale)	189
Nicholas, &c., mariners, (libel &c.)	40
Richard, his surety agt. Swift, &c.	69
Everden agt.,	164
Robert, agt. Batchiler	110
Samuel, commander of ship Endeavor, Francis &c. agt.,	130
&c., libel agt. Francis &c.,	182
Thomas, (Grand Jury)	24
&c., mariners of ketch Ollive Branch (libel &c.)	131
(Jury of trials &c.)	252
of Boston, blacksmith, agt. Hiskett	339
smith, agt. Nash	365
shop of, ment ^d . (Butler agt. Hollowell &c.) (exec ⁿ .)	381
SNELLING, WM. , estate of, appeal from settlement of, by attorney of Francis Davenport,	153
SNOW, SAM. , by atty., &c. agt. Sparrey	235
SOAMES or SOMES	
John, (case of George Cole, &c.)	12
agt. Bryant	97
Bryan agt.,	98
of Boston, agt. Lake	364
SOLEY or } SOLLE SOLLY	
Mathew, (1st. Jury for trials &c.)	120
(2d. " " " ")	215
Sarah, widow, Marshall agt.,	290
widow, &c., libel of Wharton &c. agt.,	297

SOMES. (*See* SOAMES.)

SOUTHACK

Cyprian, Capt., commander of ship Porcupine,

libel &c. agt. ship Gift of God 332

agt. ship Wm. of Waymouth 333-4

agt. ship Richard of Boston 334

agt. ship St. John Frigott of Quebec 353

SPANISH INDIAN SERVANT (Marea), case of, (infanticide) 115

SPANISH MONEY ment^d. (case of Martin Williams) 359SPANISH WITNESSES ment^d. (libel agt. Andreason &c.) 264

SPARHAUKE, NATHANIEL, (Grand Jury) 180, 214

SPARREY

John, order on pet. of, 146

Wright &c. agt., 235

SPECIAL JURY, list of, 363

SPECIAL VERDICT

(on attaint) as to right to give damage (Bonner agt. Heyman &c.) 1

as to deed being authentic (Atkinson agt. Williams) 5

as to disposal of estate where no legal proof of will (Martyn &c. agt.
Winsley &c.) 5-6

as to confession and one evidence being sufficient (case of Benj. Goad) 10

as to evidence (Crispe agt. Joanes) (See Court Files No. 1324, 5th.
paper) 18

as to costs when no damage is proved (Gold &c. agt. Putnam &c.) 27

as to contract (Hutchinson agt. Payne) 28

as to the judgment of Court of Assistants being a legal foundation
(Cogswell agt. Cogswell) 66as to a marshal levying execution on person & estate and releasing
the person (Colcord agt. Drake) 81

(as to law of appeal) (Greely agt. Young) 81

as to attachment constituting duress (Woodbridge agt. Williams) 83

as to power to impress (Griffyn agt. Gove) 99

as to attorney suing for his own use &c. (Hull agt. Wincoll) 122

(subject not stated) (Pickard &c. agt. Longfellow) 134

lessors non-performance does not release the lessee (Hill agt. Obbinson) 151

as to attachment of bill of exchange (West agt. Barter) 157

as to re-entry &c. (Hill agt. Obbinson) 161

as to action by surety agt. the principal &c. (Pelton agt. Thompson) 162

as to validity of a prior deed (Heinshaw agt. Voss) 185

as to officer attaching being a legal officer (Wharton agt. Reynold) 192

as to affirmation by constable being a legal evidence (answer to pet. of
Jenkins) 201as to goods on board ship, legally seized, being forfeited (Wharton agt.
Reynolds) 202as to legacy to wife, whether to be her husband's after her death
(Chapman agt. Barry) 205as to acquittance from promise upon marriage (Fletcher for March
& wife agt. March) 214

SPECIAL VERDICT, continued.

as to power of Selectmen to limit number of cattle &c. (Phips &c. agt. Bowers) (Wood &c. agt. Bowers)	224
as to legality of account under maritime law (Gretian agt. Torrey)	232
as to liability of administrator (Allen agt. Elliot)	260-261
as to evidence and as to parties joining in suit (Ingolls agt. Bishop)	262-3
as to books of deceased party being legal evidence (adm ^r . of Batt agt. Lake)	269
as to evidence, whether not denying is owning (Rice agt. Avery)	273-4
as to evidence (Marret agt. Cutter)	275
as to Magistrate trying title of land (Apleton agt. Roads)	276-7
as to obligation of receiver of goods to deliver to assignee (Stanbury agt. Harris)	367
whether possession given under a levy on a ship gives power as trustee (Foy agt. trustees of Loder)	368

(See also MAGISTRATES and BENCH.)

SPEEDWELL (ship or bark)

&c., case of,	107
libel of Alden agt.,	352, 353

SPEERE

George, Wooddey agt.,	81
agt. Bracket	182

SPENCER, ABRAHAM, (Allen agt. Elliot)	260
SPOONHAUT, JOSEPH (Indian), case of, (murder)	53

SPRAGUE

Antho., (2 ^d . Jury for trials &c.)	274
Phineas, (1 st . Jury for appeals &c.)	274
Richard, (Grand Jury)	17
(Jury)	149
Capt., (Jury for attaints)	180
(1 st . Jury for trials &c.)	181
foreman, ment ^d . (Gretian agt. Sweathy)	182, 183, 190
(Sweatie agt. Greatian)	182-3
(Gretian agt. Stainer)	191
(Joy &c. agt. Adams)	191
(Thaler agt. Savage)	191
Goffreigh agt.,	222

SPRING

Henry, (Jury of trials &c.)	83, 242
(2 ^d . Jury of trials &c.)	203
(Jury)	231
(Grand Jury)	302, 305
John, (2 ^d . Jury for trials &c.)	45
(Jury for attaints)	256
(1 st . Jury for appeal)	257

SPRINGFIELD (Town of), James Fuller of,	228
SPURR, ROBERT, (2 ^d . Jury of trials)	362

563

	PAGE
SQUIRE	
Ellinor, (case of John Bennet &c.)	11
John, (Jury of trials)	336
STAINER OF STAYNOR	
Roger, Gretian agt.,	188, 191
by atty., agt. Gretian	206
STAINOR (or STAYNOR) Roger, Gretian agt.,	183
STANBRIDGE, JOHN, agt. Goffe	330
STANBURY	
Thomas, (2d. Jury for trials &c.)	121
&c., chosen constables for Boston & oath	206
(Jury of trials)	345
(Jury)	360
of Boston agt. Harris	367
STANION, Jn^o, &c. agt. Colcord	7
STANLEY, GEORGE, of Beverly, White agt.,	348
STARAST (or SHARROT), Paul, Left., of ship Salamander, &c. (libel &c.)	179
STARNES. (See STEARNES.)	
STARRE, RICHARD, &c., (libel &c.)	23
STAUGHTON. (See STOUGHTON.)	
STAYNOR. (See STAINER.)	
STEALING. (See CRIMES.)	
STEALING AND SELLING INDIANS (case of Wm. Waldron &c.)	86-88, 91
STEARNS OR STARNES, STERNES	
Nath., (Grand Jury)	288
Samuel, "	53
(1st. Jury for trials &c.)	95, 181
(2d " " " ")	153
(Jury for attaints)	181
STEBBINS	
John, (Jury of trials)	56
(Grand Jury)	190
Mary, wife of Saml. Stebbins, pet. for divorce	342
Rebecca, of Boston, widow, English agt.,	326
agt. English	346
Samuel, of North Hampton, pet. for divorce by his wife Mary,	342
STEDMAN, JOHN, (Grand Jury)	282, 255
STEEPHENS } (See STEVENS.)	
STEEVENS }	
STENWICKE, CORNELIUS, est. of, in hands of Davis, adm^r. of Dinely agt.,	
(exec ⁿ .)	371
STEPNEY, FRANCIS, plaintiff, (appeal)	294
STERNES. (See STEARNES.)	
STERRY, Wm., master of ship Treble Croune, (libel &c.)	119
STEVENS OR STEEPHENS, STEEVENS.	
Erasmus, quartermaster of ship Resolution, &c., Poole &c. agt.,	211-213
Thomas, boatswain of ship George of Bristol, &c. (libel &c.)	173-4
Timothy, (Jury for trials of attaint)	192

	PAGE
STOWARD (?), ANTHONY, Mr., &c. chosen constables at Boston & oath,	80
STOWELL, SAMUEL, Rose agt.,	121
STOWERS	
Richard, (1 st . Jury of trials &c.)	161
Welch agt.,	246
(1 st . Jury for appeals &c.)	274
STRAITE (or STREIGHT), THOMAS, (2 ^d . Jury of trials &c.)	141, 161, 362
STRANGER (Mr. Henry Jenkins) granted a hearing	200
STRATTEN or } STRATTON }	
Bartholmew, &c., owners of ship Salamander, Woodman agt.,	61
Eliplam, (case of George Cole &c.)	12
Richard, agt. Gidley	369
STRAWBRIDGE, JAMES, (Grand Jury)	179
STREET or STREET	
Elizabeth, wife of Robert Street, pet. for divorce	227
Robert pet. for divorce by his wife Elizabeth	227
STREIGHT. (<i>See</i> STRAITE.)	
STREET. (<i>See</i> STREET.)	
STRETTENS, JN ^o ., (Grand Jury)	242
STROUT, RICHARD, mariner of ship Merchants Adventure, &c. agt. Stone	213
STUART, JAMES, &c., case of,	5
SUDBURY (Town of)	
Peeter Bent, Jun ^r ., of,	86
Jn ^o . Lawrence of,	87
SUFFOLK (County of)	
Boston in,	86, 234, 295, 298, 300
Braintree in,	188
Roxbury in,	198
Dorchester in,	199
Marshal of, ment ^d . (case of ship Speedwell &c.)	107
agt. Manly	235
ment ^d	378, 383
writ of exec ⁿ . directed to,	383, 384
Treasurer of, ment ^d . (order on pet. of Earle)	114
Lambe &c. agt.,	366
ment ^d . (case of Hon ^{ble} . George Russell, Esq ^r .)	169
SUFFOLK COUNTY COURT. (<i>See</i> COUNTY COURT — SUFFOLK.)	
SUGARS, GREGORY, commander of ship Concord, (Bulkley agt. Thayre &c.)	338
SUIT, as to parties joining, (Ingolls agt. Bishop)	262, 263
SUMER. (<i>See</i> SUMMER.)	
SUMERS, HENRY, Wyman agt.,	267
SUMMER or SUMER	
(or Summer) Increase, (Jury for attaints)	255
Roger, (Grand Jury)	108
SUMMONS, question as to power of clerk of writs to grant, (Olliver &c. agt. Town of Lynn &c.)	112

	PAGE
<i>TAYLOR, continued.</i>	
William, (Grand Jury)	17
murder of, (case of John Winsland)	117
Mr., &c., atty., agt. White &c.	129
<i>TAYNTOR. (See TAINTOR.)</i>	
<i>TEUDOR. (See TUDOR.)</i>	
<i>THAIER } (See THAYER.)</i>	
<i>THAIRE }</i>	
<i>THANKSGIVING, public day of, (24 Sept. 1674), appointed by Council</i>	23
<i>THATCHER</i>	
Mary, of Boston, widow, agt. Thatcher	369
Peter, Mr., of Milton, Thatcher agt.,	369
Thomas, (Jury)	160
Mr., agt. Davy	217
<i>THAXTER, Jno. (1st. Jury for trials &c.)</i>	44
<i>THAYER } or THAIER, THAIRE</i>	
<i>THAYRE }</i>	
Nathaniel, (2d. Jury for trials &c.)	60
(1st. " " " ")	161
&c. sureties on bond of attaint, (Thaier agt. Savage)	186
(1st. Jury for appeals, &c.)	274
(Jury of trials) 302, 304, 308, 310, 311, 319	
&c., of Boston, merchants, Bulkley agt.,	338
of Boston, agt. Townsend	362
Richard, agt. Rose	5
agt. Clap	186
agt. Savage	186
principal on bond of attaint (Thaier agt. Savage)	186
Senr., agt. Savage	191
Zackery, Arnold agt.,	247
<i>THEFT. (See CRIMES.)</i>	
<i>THIRSTON</i>	
Benjamin, (Jury of inquest) (Inquisition on body of Bickford)	34
(2d. Jury for trials &c.) in room of Robt. Searle	96
<i>THOMAS (alias MUMUCKSUNCASUSUCQUATER) (Indian), case of, (murder)</i>	54
<i>THOMAS</i>	
Edward, mariner of ship Richard & Mary, case of, (false oath)	24
(Jury of trials)	302, 304
Mr., (Juror), case of, (default in appearance)	305
of Boston, merchant, Wylly agt.,	361
John, case of, (piratically seizing small vessels &c.)	39
&c., mariners of ship Herron, (libel &c.)	159, 160
Symon, &c., mariners of ship Ann & Hesther, (libel &c.)	172
<i>THOMPSON } or TOMPSON</i>	
<i>THOMSON }</i>	
Benjamin, agt. Emmery	80, 97
John, &c., atty., Pelton agt.,	162
Sam., " " " "	162
Wm., Pelton agt.	162

	PAGE
THORNHILL, TIMOTHY, Sr., of Barbados, Barr ^t ., Tippet ag ^t ., . . .	340
THORN HULL, WALTER, Mr., (libel &c.)	75
THORNTON	
Timothy, (Jury for attaints)	180
(2 ^d . Jury for trials &c.)	182
&c. chosen constables in Boston & oath	206
Cowell ag ^t .,	238
Mr., of Boston, merchant (libel &c.)	298, 300, 301
&c. chosen comm ⁿ . for Boston & sworn	358
THOUSAND COW (or Millevashe), commander, ment ^d . (libel &c. ag ^t . ship St. John Frigott)	358
THREE BROTHERS (pink), (libel &c.)	355, 356
THURTON, THOMAS, of Boston, his adm ^r . ag ^t . Colman	336, 337
THWING, EDWARD, &c. ag ^t . Holloock	248
TICKNER, HENRY, &c., for owners of ship Dove, ag ^t . Cannon	52
TIDD or TYD, TYDD	
John, (Grand Jury)	345
Joshua, "	24, 108
TIGHT. (See TITE.)	
TILESTON } or TYLESTON	
TILESTONE	
Thomas, (Grand Jury)	140, 190, 255, 345
Sen ^r ., (Grand Jury)	180
Timothy, (1 st . Jury for trials &c.)	44, 140
(2 ^d . " " " "	71, 182
(2 ^d . Jury for appeals &c.)	108
(Jury for attaints)	181
(Jury of trials &c.)	228
TILTON or TYLTON	
Daniel, Town of Hampton ag ^t .,	7
Peter, Esq ^r ., present at Court 1 June 1680	149
8 " "	150
16 Oct. "	169
1 June 1681	190
6 Sept. "	190
1 June 1682	209
22 May 1683	229
4 Sept. "	232
12 Oct. "	241
TIMBERLEG, WM., &c., testimony by, ment ^d . (case of Mrs. Hope Ambrose)	127
TING } (See TYNG.)	
TINGE	
TIPPET, NICOLAS, of Boston, merchant, ag ^t . Thornhill	340
TITE or TIGHT, TYTE	
Henry, Rogers ag ^t .,	234
Mason ag ^t .,	234
ag ^t . Mason	255

	PAGE
TOWNSEND, etc., continued.	
James, Williams agt.,	155
(2d. Jury of trials &c.)	224
agt. Edwards	259, 260
(Grand Jury)	298
his relict, Elizabeth, Thaire agt.,	362
Joseph, (1st. Jury of trials &c.)	17
&c., libel of Clarke agt.,	23
agt. Parkeman	24
Mr., (Jury of trials)	242
&c., appraisers, (Hundlocke agt. Baker &c.) (execn.)	390, 391
Penn, (2d. Jury for trials &c.)	153
Capt., agt. Johnson	204, 205
(Jury)	210
&c., Webb agt.,	215
&c. committee, (order on est. of Savage)	229
(Grand Jury)	298
foreman, (case of Saml. Shrimpton)	299
&c. agt. Fyfield &c.	325
Capt., &c. chosen commr. for Boston & sworn	357
Samuel, execution issued out for, mentd. in margin	11
TOY or TAY	
Isaiah, (2d. Jury for trials &c.)	203
(Jury of attaints &c.)	244, 288
(1st. Jury for trials &c.)	245
(1st. Jury for appeals &c.)	289
juryman, objections agt., (case of James Morgan)	295
(Jury of trials)	302, 306, 308
Jeremiah, Harwood agt.,	257
agt. Loyd	257
of Boston, mariner, agt. Harwood & wife	369
TRADE	
act of parliament for encouragement of, &c. (information agt. Law- rence)	343
&c., act for encouragement of, (libel agt. pink Three Brothers, &c.)	355
TRAINE or TRAYNE	
John, (Jury for trial of attainnt)	134
(1st. Jury of trials &c.)	135
agt. Barnard	275
suit of, mentd. (order on complaint of Bernard)	233
TRAMPEUZ (ship). (See TRIUMPEUZ (ship).)	
TRAYNE. (See TRAINE.)	
TREAKE (or FREAKE), ELIZABETH, agt. Robinson	102
TREASON, &c. (See CRIMES.)	
TREASURER mentd. 12, 14, 22, 24, 36, 45, 50, 54, 56, 57, 61, 62, 73, 86, 87, 88, 90,	
104, 107, 114, 116, 123, 124, 127, 166, 171, 172, 178, 182, 183,	
185, 186, 188, 189, 193, 194, 198, 200, 205, 223, 224, 225, 226,	
229, 235, 236, 238, 248, 250, 251, 254, 258, 260, 261, 272, 282,	
293, 296, 366	

	PAGE
TURILL, etc., <i>continued</i>.	
Daniel, Jun ^r ., &c., bond by,	272
ag ^t . Smith	282
atty., ag ^t . Shaddock	291
blacksmith, &c. ag ^t . Smith	298
John, &c., sale to, (libel &c. ag ^t . Long) (exec ⁿ .)	375, 376
Samuel, (1 st . Jury for trials &c.)	224
Thomas, &c., privateers, (order as to account of Earle)	250
TURNER OF }	
TURNOR }	
Ephraim, (2 ^d . Jury for trials &c)	18
(Jury)	22
(Jury of inquest) (inquisition on body of Bickford)	34
ag ^t . Harris	88
by atty., ag ^t . Micarter	187
John, ag ^t . Perry	122
atty., ag ^t . Micarter	187
TURRILL. (See TURELL.)	
TURTUDOMS &c., gov^r. for the French king at, (Lemoigne ag^t. White &c.)	129
TWO BROTHERS (pink or buss), commander of, Brenton, Coll^r. &c., ag^t.,	349
TWO HOGSHEADS of Irish yarn in hands of Harding, (libel &c.)	177
TWO SISTERS (ship), of Boston, master of, (information &c.)	176
TYD }	
TYDD } (See TIDD.)	
TYLER, John, of Charlestown, ag^t. Wright	350, 351
TILESTON. (See TILSTON.)	
TYLTON. (See TILTON.)	
TYNG }	
TYNGE } or TING, TINGE	
Edward, Mr. or Esq ^r ., present at Court, 1, 12, 15, 16, 23, 24, 32-36, 41, 43, 52, 53, 55, 58, 61-63, 65, 70, 76, 77, 91, 92, 94, 105-107, 117, 119, 128, 130, 131-133, 139, 148-150, 159, 160, 161, 169, 170, 172, 173, 373	
(Courts order as to witnesses &c.)	31
fined for his absence from Court,	52
ag ^t . Davis	67
dep. sworn before,	189
oath before,	385
Capt., &c., Paige &c. ag ^t .,	155
Jonathan, Mr., ag ^t . Chadwell	137
TYTE. (See TITE.)	
UNITED COLONIES	
comm ⁿ . for, est. of Johnson ag ^t .,	95
Rawson &c. ag ^t .,	208, 209

	PAGE
URIN or }	
URING }	
Edward, &c., case of, (concurrence with pirates)	42
USHER	
Hezekiah, Mr., bond by,	51
ag ^t . Usher	111
Mr., ag ^t . Usher	137-139
Mr., Jun ^r ., (Usher ag ^t . Usher)	139
Mr., (dep ⁿ . by Maudet Engis)	139
case of his servant (stealing)	145
goods stolen from, (case of Sara Bradbrooke)	145
his exec ⁿ ., Usher ag ^t .	203
&c., exec ⁿ ., " "	203
Mr., &c., exec ⁿ ., ag ^t . assignee &c. of Harwood	237
ag ^t . assignee &c. of Harwood	237
his exec ⁿ . ag ^t . assignee &c. of Harwood	237
ag ^t . Bulkley	243
&c., sureties on bond of attain, (Baker ag ^t . Wharton)	248
ag ^t . Smith	271, 282, 293
order on pet. of,	272
&c., bond by,	272
Walker ag ^t .,	325
Mr., ag ^t . adm ⁿ . of Wharton, case of, ment ^d . (pet ⁿ . of Usher & decree)	356
petition and decree	356
John, (Mr.), Usher ag ^t .,	111, 187, 189
Mr., of Boston (dep ⁿ . by Maudet Engis)	139
ag ^t . exec ⁿ . of Usher	203
Mr., principal on bond of attain, (Phips &c. ag ^t . Bowers)	224-5
&c. on behalf of Bowers ag ^t . Phipps &c.	232
Esq ^r ., ag ^t . Frizell	302
order of his Majesty in Council that he be not molested (Usher ag ^t . Frizell)	303
UTTERING FALSE STATEMENTS &c. (See CRIMES.)	
VALLENTINE, THOMAS, Accorman ag ^t .,	135
VAUGHAN, WM., Left., &c. libel &c. ag ^t . Thornhull	75
VAULX, PETER DE, of Boston, merchant, ag ^t . Shelston	327
VEREN	
Hilliard, cler., copy attested by,	376
John, ag ^t . Frost	141
VICKERS	
Joseph, ag ^t . Walker	278
Roger, Walker ag ^t .,	277, 278
VINCENT, WM., Sr., of Bas sa blous, burgess & merchant dwelling in St. Malo, (libel &c. ag ^t . ship William)	333
VINEY, ANTHONY, &c., mariners of ship James Frygot, (libel &c.)	128

	PAGE
VIRGINIA	
voyage to, (Bacon &c. ag ^t . Bull)	40
ment ^d . (case of Mary Hare)	126
(libel &c. ag ^t . Brimsden)	128
(Apleton ag ^t ., Porter)	154
Voss or } VOSSE }	
Robert, by atty., ag ^t . Glover	204
Thomas, Henshaw ag ^t .,	185
ag ^t . Heinslaw	187
atty., ag ^t . Glover	204
VYALL	
John, Sen ^r ., (Grand Jury)	65
(Grand Jury)	108
(1 st . Jury for trials &c.)	120
WABAN, Ruler of Natick, (case of old Jethro (Indian))	54
WADE	
——, Capt., (order on est. of Mr. Wade)	250
——, Mr., est. of, order as to,	250
Jonathan, Capt., Gookin ag ^t .,	225
Mr., answer to complaint of his son Jonathan,	265
order on pet. of,	265
Capt., answer to complaint of,	265
Nathaniel, Mr., &c., order as to, (est. of Jon ^a . Wade)	265
Thomas, Mr., &c., order as to, (est. of Jon ^a . Wade)	265
WADING RIVER, Thomas Brentnal now of,	326
WAINWRIGHT } WAINGRIGHT } or WAYNWRIGHT WAINWRIGHT }	
Fr——, Swan ag ^t .,	327
Francis, ag ^t . Pickering	46
Patridge ag ^t .,	46
exec ^r . &c. of Bishop ag ^t .,	60
John, Lee ag ^t .,	274
of Ipswich, Dennis ag ^t .,	347
Simon, atty., Swan ag ^t .,	327
WAIT } WAITE } or WAYT, WAYTE	
Gamaliel, (Grand jury)	214, 251
John, Mr., ment ^d . (dep ⁿ . by Thomas Sexton)	182
(Jury for trial of attain)	134
(1 st . Jury of trials &c.)	135
(Jury of trials)	319
ag ^t . Newhall	363
Return, &c. ag ^t . exec ^r . of Dickinson	26
by atty., ag ^t . Walley	99
(case of Robert Dendy)	116

	PAGE
WAITE, etc., continued.	
Return, agt. Lewis	165
case of, ment ^d . in margin	203
marshal, agt. Sweathy	207, 208, 226
Fisher agt.,	218
agt. Plumbe	227
&c., sureties on bond of attaint, (Webb agt. Manly)	235
marshal gen ^{ls} . dep ^{ty} ., return of exec ⁿ . by,	381-2
Richard, &c. agt. exec ^r . of Dickinson	26
marshal, his assignee agt. exec ^r . &c. of Cook	164
WAKEFIELD, SAMUEL, Apleton agt.,	277
WALDRON	
Isaac, plaintiff, (appeal)	77
Basset agt.,	78
Marshall agt.,	78
Jenkins agt.,	78
Muzey agt.,	79
Edmonds agt.,	79
Mr., of Boston, Apothecary, case of, (injurious speeches &c.)	88
petition of,	89
acknowledgment of,	90
agt. Henderson	119
agt. Tare	120
agt. Walton	153
agt. Wisewall	216
agt. Frary &c.	216
Gilbert agt.,	227
Ri——, sarj. major, statement by, (certificate as to Bilson &c.)	104
William, &c., seizing vessels &c. of, (case of Andreson)	86
now resident in Boston, &c., case of, (stealing of Indians), 86, 88, 91 (Isaac?), fined (case of Mr. Isaac Waldron)	89
agt. Skinner	96
WALES	
ment ^d . (libel &c. agt. ship Richard)	335
(information agt. Lawrence)	343, 344
WALES, JOHN, (1 st . Jury for appeals &c.)	108
WALKER	
Benjamin, (Jury)	149
Mr., in room of Faning (2 ^d . Jury for trials &c.)	215
(Jury of trials)	242
(2 ^d . Jury for trials &c.)	274
of Boston, merchant, agt. Hawkins	347
Isaac, (2 ^d . Jury for appeals &c.)	108
(2 ^d . Jury for trials &c.)	161
&c., sureties, (case of Thomas Saffin)	249
Obadiah, bond given by,	51
Robert, (Grand jury)	1, 214
Samuel, (1 st . Jury for trials &c.)	44

	PAGE
WALKER, continued.	
Samuel, agt. Vickers	277, 278
Vickers agt.,	278
Susanna, agt. Usher	325
Thomas, (1 st . Jury of trials &c.)	25
(2 ^d . Jury of trials &c.)	79, 245
(Jury for trial of attainit)	184, 244
brick maker, case of his negro servant (arson)	197-8
WALLBY	
John, Wayte agt.,	99, 100
Mr., (1 st . Jury for appeals &c.)	108
(Jury)	149
Capt., &c., chosen comm ⁿ . for Boston & oath &c.,	168, 199, 214
(Jury for trials of attainit)	191
(1 st . Jury for trials &c.)	192
foreman, (Knight agt. Leach &c.)	194
WALLICH OR } WALLIS }	
Robert, master of pink Good Hope (libel &c.)	219
WALTER OR } WALTERS }	
Thomas, agt. Gifford	168
order on complaint of,	169
&c., Gifford agt.,	218, 247
Mr., (order on pet. of Jn ^o . Gyfford)	231
WALTON	
George, Waldron agt.,	153
Nathaniel, &c. (Marblehead Commons), Bartlet agt.,	20
WAR	
with the Indians ment ^d . (case of Walter Gendall &c.)	102
proclamation of, ment ^d . (libel &c. agt. ship Richard)	334-5
WARD	
Benjamin, est. of, ment ^d . (Butler agt. Hollowell &c.)	140
ment ^d . (Hollowell &c. agt. Butler) (exec ⁿ .)	380-382
John, (2 ^d . Jury for trials &c.)	108
Mary, wife of Benja. Ward (Hollowell &c. agt. Buler) (exec ⁿ .)	380
WARDELL	
——, widow, agt. Lynde	280
Elizabeth, agt. Pittam	260
WARNER	
John, agt. Francklin	144
&c., case of, execution in, suspended	146
order on pet. of,	146
WARREN	
Daniel (Jury of trials)	302, 311, 319
Humphry (Jury for trial of attainit)	3
Mr., of Boston, merchant, &c. (libel &c.)	34
John, (Grand Jury)	120

	PAGE
WARREN, continued.	
John, Senr., (Grand Jury)	336
William, witness, (case of Edward Browne)	315
case of, (piracy &c.)	317, 318, 320
of Boston, agt. Callender	347
WAT[] STEPHEN, (Petit Jury)	323
WATCHHOUSE in Boston (case of Joseph Indian)	296
WATERHOUSE	
David, of Boston, merchant, agt. Perry	325
&c., merchants, Pynchon agt.,	328
of Boston, merchant, agt. Luist	350
WATERS OF WATERS	
Joseph, his assignee, Gibbs agt.,	50
Sampson, (2d. Jury for trials &c.)	121
Stephen, (Grand Jury)	242
Thomas, case of, (rape)	158
Wm., case of,	180
WATERTOWN (Town of)	
Ephraim Beamis of,	116
Cardin Drabston of,	125
Christopher Grant, Junr. of,	125
Selectmen of, Mason agt.,	346
Joseph Mason of,	346
WATKINS	
John, (Jury of trials)	345
Tho., (Grand Jury)	59
WATSON	
John, (1st. Jury for trials &c.)	3, 78, 152
(2d. " " " ")	18
(Jury)	22
warrant issued out to, (case of old Jethro (Indian))	54
(Grand Jury)	230, 298, 361
(Jury of trials)	302, 311, 319
WATTERS. (See WATERS.)	
WATTS	
Jno., mariner, case of, (treachery)	102, 108
Michael, &c., Ballard agt.,	100, 112
Samuel, witness, (case of Edward Browne)	315
case of, (piracy &c.)	318-320
WAY	
—, Left., &c., atty., (case of James Nanapatu, Indian)	54
R—, mentd. in margin	93
Richard, (Jury of inquest) (inquisition on body of Bickford)	34
Left., (Jury of trials)	56
(Grand Jury)	65, 190, 202, 243, 287
atty., Pease agt.,	80
&c., trustees &c., agt. admr. of Sweeting	122
agt. Hauford	122

	PAGE
WAY, <i>continued</i> .	
Richard, (Jury of trials)	311, 319
Lt., (Grand Jury)	361
(Special Jury)	363
WAYMOUTH (Town of). (<i>See</i> WEYMOUTH (Town of).)	
WAYNWRIGHT. (<i>See</i> WAINWRIGHT.)	
WAIT } (<i>See</i> WAITE.)	
WAITE }	
WEARING A BADGE. (<i>See</i> PUNISHMENT.)	
WEATHERSFIELD (Town of), Mr. Samuel Woolcot of,	198
WEAVER	
John, mariner, &c., case of, (lying &c.)	23
case of, (wounding Cole)	57
WEB OR }	
WEBB }	
—, Marshal, (case of Darby Bryan)	115
ment ^d . in margin	147
Christopher, &c., sureties on bond of attain, (Homes ag ^t . Sweathy)	238
atty., (Basse ag ^t . Crosby)	258
(Griffyn ag ^t . Knight)	267
Mr., atty., (Blaney ag ^t . Dunton)	340
Daniel, &c., evidence by, ment ^d . (answer to pet. of Mary Sanders)	31
J—, Cler., record signed by,	367
Joseph, ag ^t . Burton	203
marshal, surety of Gretian ag ^t .,	207
ag ^t . Shrimpton &c.	215
marshal, principal on bond of attain, (Webb ag ^t . Manly)	235
marshal of Suffolk, ag ^t . Manly	235
&c., sureties on bond of attain, (Homes ag ^t . Sweathy)	238
ag ^t . Manly	244
surety on bond of attain, (Basse ag ^t . Crosby)	258
&c., bond by, (Homes ag ^t . Sheffeld)	261
Cler., record attested by,	359
marshal of Suffolk ment ^d . (libel &c. ag ^t . Schinking)	378-9
(libel &c. ag ^t . Checkly and wife) 383, 384,	
	386
WEBSTER	
James, Bagly ag ^t .,	259
Mary, wife of Wm. Webster, case of, (witchcraft)	229, 233
Wm. of Hadly, case of his wife Mary, "	229, 233
WEEDEN, JOSEPH, Wright ag ^t .,	204
WEERES OR }	
WEEKS }	
Amiel, (Grand Jury)	24
(Jury of trials &c.)	32
Joseph, (Jury of trials)	302, 306, 308
Samuell, (Grand Jury)	78

	PAGE
WELCH OR WELSH	
Phillip, &c., mariners of ketch Olive Branch, (libel &c.) . . .	131
Thomas, (1 st . Jury of trials)	66, 70
ag ^t . Stowers	246
WELD	
John, (Grand Jury)	53
(Jury for appeals)	233
(Jury for attaints)	233
Thomas, (Grand Jury)	17, 35, 59, 108, 190
Mr., &c., committee, (order on est. of Lambe) . . .	108
Hall & wife ag ^t	163
WELLEN	
Amy, wife of Richard Wellen, case of, (adultery) . . .	14, 15
ment ^d . (case of Jn ^c . Glandfeld)	15
Richard, case of his wife Amy, (adultery)	14
WELLINGTON	
Rich ^d ., (Grand Jury)	35
Roger, (1 st . Jury of trials &c.)	25
WELLS	
John, (Grand Jury)	24
Thomas, ag ^t . Batt	48
ag ^t . Allin	155
WELSH. (See WELCH.)	
WELSTED OF }	
WELSTEED }	
William, Sen ^r ., (Jury of trials)	302, 306, 308
(Special Jury)	363
WENHAM (Town of)	
militia of, certificate presented by order of, . . .	104
Wm. Fairfield of,	348
WEST, Wm., ag^t. Barter	157
WEYMOUTH (Town of)	
Marea (Spanish Indian) of,	115
Hezekiah King of,	250
Samuel Bayly of,	251
ship William of,	333-4
in England, Jacob Chubb of,	333
WHARTON	
——, Mr., &c., Melynes &c. ag ^t	15
ag ^t . Smith, execution respited	286
&c., Smith ag ^t ., “ “	286
Richard, &c., ag ^t . Darvall	5
atty ^r ., ag ^t . trustees &c. of Bellingham	24
ag ^t . assignee of Joy	48
Mr., libel &c. of Elson &c. ag ^t .,	58
&c., Elson ag ^t .,	59
& Co., libel of Lord &c. ag ^t .,	63
surety, ag ^t . Swift &c.	69

	PAGE
WHARTON, continued.	
Richard, Mr., &c., atty ^s ., ag ^t . White &c.	129
ag ^t . Reynold	192
principal, &c., bond by, (Wharton ag ^t . Reynold)	198
ag ^t . Reynolds	202
surety on bond of attaint, (Phips &c., ag ^t . Bowers)	224-5
Baker ag ^t .,	248
principal on bond of attaint, (Baker ag ^t . Wharton)	248
& Co., ag ^t . Baker	249
(Grand Jury)	255
Mr., &c. ag ^t . Smith	271, 282, 293
order on pet. of,	272
bond by,	272
of Boston, merchants, (libel &c.)	297
his adm ⁿ ., case of Usher ag ^t ., ment ^d . (pet ⁿ . by Usher & decree)	356
WHEATLY, Jn^o., &c., mariners of ship James Frygott, (libel &c.)	128
WHEELER	
Henry, master of ship Recovery, libel of Gibbs ag ^t .,	75
&c., libel &c. ag ^t . Gibbs	76
libel &c. ag ^t . Checkly & wife	180
libel &c. ag ^t . Checkly & wife (exec ⁿ .)	382-384, 386
WHEELWRIGHT	
John, Mr., feelee in trust for wife &c. of Nanny, Chase ag ^t .,	17
Samuel, Scottow ag ^t .,	152
WHETCOMB OF }	
WHETCOMBE }	
James, &c., sureties, bond by, (case of Rich ^d . Scott)	61
Mr., surety, (Oxe ag ^t . Melott)	124
est. of, &c., Baskervill ag ^t .,	141
(Mr.), (Jury)	149, 160
(Grand Jury)	229, 278
Josiah, assignee, Gibbs ag ^t .,	50
WHIGHT. (See WHITE.)	
WHIPLE	
Jennet, Mrs., Allen ag ^t .,	26
exec ⁿ ., Wayte &c. ag ^t .,	26
John, Capt., &c., case referred to, (Hooke ag ^t . Pike)	154
WHIPPING. (See PUNISHMENT.)	
WHITE OF WHIGHT	
Abigaile, (relict of Wm. Lord), and husband Resolved, Manning ag ^t .,	153-4
Ebenezer, (Jury of trials)	299
(Jury)	300
George, Bishop ag ^t .,	20
James, (2 ^d . Jury of trials &c.)	25
(Jury for trial of attaint)	134
(1 st . Jury of trials &c.)	135

	PAGE
WHITE or WRIGHT, continued.	
John, joyner, (2 ^d . Jury for trials &c.)	121
(Grand Jury)	202
(Jury of attaints)	244
(2 ^d . Jury of trials &c.)	245
&c., agt. Smith	271, 282
order on pet. of,	272
bond by,	272
joyner, &c. agt. Smith	293
(Jury of trials)	311, 319
Joseph, pet. for divorce by his wife Mary	147
Mary, wife of Joseph, pet. for divorce	147
Paul, Capt., by atty., agt. Hendrick	142
agt. Heath	142
Philip, of Beverly, agt. Stanley	348
Resolved, & wife Abigaile, Manning agt.,	153, 154
agt. Maning	162
Thomas, (1 st . Jury for trials &c.)	78
Capt., &c., Lemoigne agt.	129
&c., agt. Bowers	224
drivers of Charlestown common, Bowers agt.,	232
(Jury of attaints)	244
(1 st . Jury for trials &c.)	245
WHITMORE, JOHN, &c., Prout agt.,	349
WHITNEY	
John, Senr., (Jury for trial of attaint)	2
(2 ^d . Jury for trials &c.)	3
(1 st . Jury for trials &c.)	152
(Grand Jury)	214, 244, 345
Richard, (1 st . Jury for trials &c.)	70
(Jury for trials of attaint)	192
(2 ^d . Jury for trials &c.)	198
WHITTACE, Jn^o, &c., atty^s, agt. Chenery	26
WHITTENHALL, BENJAMIN, &c., mariners of ship Ann & Hesther, (libel &c.)	172
WHITWELL	
William, (Jury)	37
(Jury for trial of attaint)	134
WHOREDOM. (See CRIMES.)	
WILDER	
Jn ^o , &c., costs granted to,	87
[Nathaniel], &c., objections agt. Remington as juryman,	71
Nathaniel, of Concord, case of, (murder of Indians)	72
&c., examination &c. of, ment ^d . (costs granted to Keene &c.)	87
Tho., &c., costs granted to,	87
WILKINS	
John, master of bark Flower, &c. (libel &c.)	92
agt. Helgersen	215

	PAGE
WILKINSON	
Jacob, ment ^d . (Butler ag ^t . Hollowell &c.) (exec ⁿ .)	382
Thomas, commander of pink Three Brothers, &c. (libel &c.)	355-6
WILKY, JOHN , his admr. ag ^t . Clarke	245
WILL , legal proof of (Martyn &c. ag ^t . Winsly &c.)	6
WILLARD or WILLURD	
——, Mr., ment ^d . (case of old Jethro, Indian,)	54
Mary, ment ^d . (case of Ephraim Beamis)	116
Symon, Esq ^r ., present at Court [28 May 1674]	15
1 Sept. 1674	16
9 & 21 Oct. 1674	23
18 May 1675	33
24 " "	35
17 June "	36
17 Mar. 1675-6	58
29 Mar. 1676	61
WILLET	
Andrew, &c., Randolph, Esq ^r ., Coll ^r . &c., ag ^t .,	219
owner of sloop Swallow, Randolph, Esq ^r ., ag ^t .,	220
WILLEY or WILLY, WYLLY	
Edward, Mr., (2 ^d . Jury for trials of appeal)	256
foreman, (Homes ag ^t . Sheffield)	261
Mr., ag ^t . Savage	268
(Jury of trials)	298
(Jury)	300
Capt., foreman, (Grand Jury)	345
of Boston, shopkeeper, ag ^t . Thomas	361
WILLIAM (ship)	
of Bristol, master of, &c. (information &c.)	210
of Waymouth (libel &c.)	333-4
WILLIAMS	
——, Mr., (case of Joseph Homes, Sen ^r ., &c.)	285
An, &c., finding of jury for, (case of Joseph Ludden, &c.)	5
Edw., mariner, (libel &c. ag ^t . ship Nevis factor)	76
Isack, (1 st . Jury for trials &c.)	152
John, Atkinson ag ^t .,	4
&c., atty ^s ., Shakeley &c. ag ^t .,	29
(Jury of inquest) (inquisition on body of Bickford)	34
Englishman, case of, (piratically seizing vessels &c.)	38
sureties of Fog ag ^t .,	68
ag ^t . Townsend	155
ag ^t . Brookings	217
Martin, of Salem, bricklayer, case of, (uttering of false counterfeit money) 359, 360	
Nathaniel, Woodbridge ag ^t .,	88
ag ^t . Calley	95
&c., sureties on bond of attaint, (Gretian ag ^t . Sweathy)	182
(Sweatie ag ^t . Gretian)	182-3

	PAGE
WILLIAMS, continued.	
Nathaniel, &c., sureties on bond of attainr, (Gretian agt. Staynor)	188
(2d. Jury for trials &c.)	274
Richard, &c., Barnes agt.,	201
Robert, (Grand Jury)	1, 17, 32, 65, 94, 244, 255
of Piscataqua, fisherman, (case of Robt. Driver)	30
(case of Nicholas Faevor)	32
Samuel, (Senr), (Grand Jury)	108, 151, 244, 255, 298
Stephen, (2d. Jury for appeals &c.)	108
(Jury for attainrs)	255
(2d. Jury for appeals)	256
WILLINGTON	
Benja., Clary agt.,	121
Roger, (Jury)	280
WILLIS or WYLLIS	
Edward, Leut., &c., chosen constables at Boston & oath	80
Mr., (2d. Jury of trials &c.)	141
(Jury)	150
Haugh agt.,	223
Left., &c., sureties on bond of attainr, (Torry agt. Gretian),	226
Mr., (Jury)	230
(2d. Jury for appeal)	256
foreman (2d. Jury) (Homes agt. Sheffeld)	261
Mr., agt. Savage	268
of Boston, merchant, Mumford agt.,	351
Capt., (Special Jury)	363
Henry, &c., of Stonington, order on bill of charges	116
Rebeckah, Sedgwick agt.,	101
WILLOWBY, FRANCIS, Esqr., his execr. &c., Bellingham agt.,	157
WILLURD. (See WILLARD.)	
WILLY. (See WILLEY.)	
WILSON	
Alexander, seaman, (case of Nicholas Shapleigh)	12, 13
Alice & son, neglect of, (case of John & Saml. Bennet)	11
Edward, (2d. Jury of trials &c.)	25
(Jury of trials)	299
(Jury)	300
Humphry, Boulter &c. agt.,	136
Nath, (2d. Jury for trials &c.)	96
Thomas, (Jury for trials of attainrs)	192, 267
(1st. Jury for trials &c.)	192
WINCHIP, EDWARD, (Jury of trials)	302, 306, 308
WINCOLL	
——, Capt., mentd. (order for dower to widow of Hill)	147
Jno., Capt., Hull agt.,	122
WINDOR	
John, his relict & admr. menr. (Sheaffe agt. Palmer &c.)	123
merchant, est. of, in hands of Palmer, &c., Baskervill agt.,	141

WINDOR, *continued.*

Sarah, (relict &c. of John Windor), wife of Jn ^o . Palmer, (Sheaffe ag ^t . Palmer)	123
WINDSOR, JOSHUA, &c., sureties, bond by, (Shatswell ag ^t . Jewet)	205
WING	
John, ag ^t . Halsey	206
&c., Waldron ag ^t .,	216
Capt., Dauson ag ^t .,	288
Danson ag ^t .,	366
of Boston, Milner ag ^t .,	367
WING LANE (or Hudsons Lane) in Boston	389, 390
WINSLAND, JOHN, case of, (murder)	117
WINSLEY OF WINSLEY	
John, (2 ^d . Jury for trials &c.)	3
Pattyn ag ^t .,	4
Davis ag ^t .,	111
Mary, & husband Nathaniel, Martyn & wife ag ^t .,	5
Nathaniel, & wife Mary, Martyn & wife ag ^t .,	5
ag ^t . Martyn	6
Pike ag ^t .,	279
WINSLOW	
Edward, master of ketch Johns Adventure, Angier ag ^t .,	106
Noyse ag ^t .,	106
John, (Jury)	171
of Boston, merchant, Perkins ag ^t .,	323
Natha., Sexton ag ^t .,	68
Samuel, Shakeley &c., ag ^t .,	29
WINSLY. (<i>See</i> WINSLEY.)	
WINTHROP	
Adam, (Jury for attaints)	180
atty., ag ^t . Stoakes	196
(Jury)	230
Mr., Treasurer of Suffolk County, Lambe &c. ag ^t .,	366
Wait, Esq ^r . or Maj ^r . Gen ^l ., present at Court 20 Jan. 1689	321
23 " "	322
8 Apr. 1690	322
2 Sept. "	327
8 Mar. 1690-1	336
1 Mar. 1691-2	361
WISE, JOSEPH, (1 st . Jury for trials &c.)	59
WISEWALL	}
WISEWALLE	
WISEWELL	
WISWALL	
Ebenezer, (Jury for attaints)	267
Enoch, (Grand Jury)	24, 82, 108, 244
John, ag ^t . Keene	144
&c., case of, execution in, suspended	146

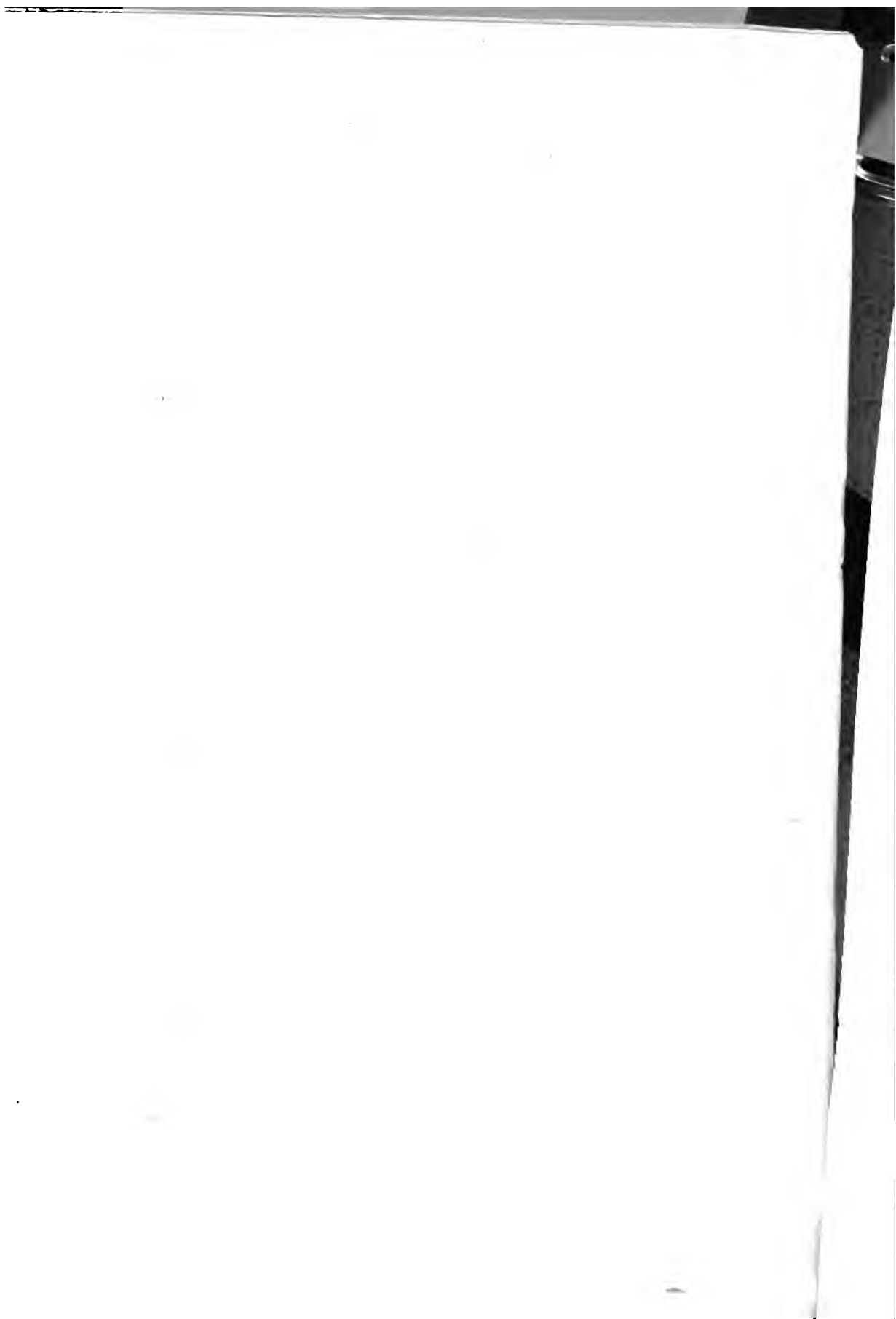
	PAGE
WISWALL, etc., continued.	
John, Junr., Waldron agt.,	216
agt. Paige &c.	249
Paige & wife agt.,	255
Senr., &c., Paige & wife agt.,	256
agt. Paige &c.	256
Noah, (1 st . Jury for trials &c.)	44, 140
(2 ^d . " " " ")	71
(Grand Jury)	94
(Jury for attaints)	233, 289
(Jury for trials &c.)	233
(1 st . Jury for appeals &c.)	289
WITCHCRAFT. (See CRIMES.)	
WITHERETT, WILLIAM, of Boston, merchant, Duncelin agt.,	365
WITHINGTON, RICHARD, (Grand Jury)	1
WITHINGTON	
Ebenezer, (Jury for attaints)	232
(Jury for appeals)	233
John, (Jury for attaints)	192
(2 ^d . Jury for trials &c.)	192
(1 st . " " " ")	215
WITT	
Thomas, of Lynn, yeoman, &c., case of, (murder)	306, 307
found guilty of being an accessory to manslaughter	307, 321
WITTER	
Josiah, Richards agt.,	187
Farr agt.,	269
WOBURN (Town of)	
Benjamin Symons of,	78
John Johnson of,	158
Thomas Waters of,	158
Thomas Fuller of,	274
Seth Wyman of,	341
George Read &c., of,	351
WOOD	
Ellice, (2 ^d . Jury of trials &c.)	141
George, &c., mariners of ship Apollow, agt. Hollaway &c.	182-3
Josiah, &c., agt. Bowers	224
drivers of Charlestown common, Bowers agt.,	232
WOODBIDGE	
John, Esqr., present at Court, 4 Sept. 1683	232
12 Nov. 1683	241
2 Sept. 1684	255
Thomas, agt. Gerrish	67
atty, agt. Winslow	68
agt. Williams	83
atty. & surety, agt. Heath and agt. Hendrick	142
Greely agt.,	165

587

PAGE

WOODDEY		
WOODDIE }	or WOODY, WOODDEE	
WOODY		
Isaac, agt. Speere		81
Richard, (Jury of trials &c.)		32
(Jury of inquest) (inquisition on body of Bickford)		31
(Grand Jury)	56, 94,	139
agt. Harrison		60
Left., &c., guardians, plaintiffs, (estate of children of Ann Hitt),		153
Capt., (2d. Jury for trials &c.)		181
foreman, (Gifford agt. Read)		192
WOODEE. (<i>See</i> WOODDEY.)		
WOODMAN		
———, Jn ^s . Oynes under name of, (case of Ephraim Beamis)		116
Jonathan, agt. Stratten &c.		61
WOODMANCEY		
WOODMANSEY }		
WOODMANSY		
John, (1st. Jury for trials)		3
(Grand Jury)		85
bond of attainr (Woodmansey agt. Joy)		45
agt. Joy		45
Mr., agt. Frost	58, 59	
libel &c. of Culpepper agt.,	118, 119	
&c., sureties on bond of attainr, (Ranson agt. Gilbert)		245
appraisers, (libel &c. agt. Checkly & wife) (exec ⁿ).	384-5	
WOODROPE, WILLIAM, Mr., of Island of St. Christophers now resident in Boston, owner &c. (libel &c.),	298, 300,	301
WOODWARD		
George, (Jury for trial of attainr)		3
(1st. Jury for trials &c.)		3
(2d. " " " ")		45
WOODY. (<i>See</i> WOODDEY.)		
WOOLCOT		
John, (Sen ^r .), Atkinson agt.,	220,	233
Samuel, Mr., of Weathersfield, case of his negro servant Jack		198
WORCESTER		
Constante, widow, house of, in Boston (case of James Morgan)		294
Samuel, Ring agt.,		82
WORDEN, SAMUEL, agt. Addams		239
WOT BIOMPANOW (Indian), (Jury)		22
WOUNDING &c. (<i>See</i> CRIMES.)		
WRIGHT		
George, (Phipps agt. Bronsdon)		337
Henry, by atty., &c. agt. Sparrey		235
of Boston, carpenter, Tyler agt.,	350-1	
W ———, (Jury of inquest) (inquisition on body of Bickford)		34
William, (1st. Jury for trials &c.)		70

	PAGE
WRIGHT, <i>continued.</i>	
William, Jun ^r ., by atty., ag ^t . Weeden	204
Sen ^r ., atty., ag ^t . Weeden	204
WRITING UNTRUTHS &c. (<i>See</i> CRIMES.)	
WYLLY. (<i>See</i> WILLEY.)	
WYLLYS. (<i>See</i> WILLIS.)	
WYMAN	
Francis, case of his negro Tho. Kenny	126
ag ^t . Sumers	267
Seth, of Woburn, Clarke ag ^t .,	341
YALE, TIMOTHY, Shoare ag ^t .,	9
YEALLES, TIMOTHY, ag ^t . Rose	184
YORK (Town of)	
County Court at, complaint &c. of Foster referred to,	104
Samuel Banks of,	325
YORK COUNTY COURT. (<i>See</i> COUNTY COURT — YORK.)	
YORKSHIRE, Newitchawannick in, garrison at,	104
YOUNG or }	
YOUNGE }	
Jn ^c ., Greely ag ^t .,	81
YOUNGLOVE, SAM ^{LL} ., Cross ag ^t .,	348





Stanford Law Library



3 6105 064 098 739

